

URBAN/MUNICIPAL

CA4 ON HBL A08

B91

1994

BY-LAWS OF
THE CITY OF HAMILTON
94-061 -

BY-LAW NO. 94 - 061

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 26 (No Parking Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended:-

(a) by deleting from **Section A (No Parking Anytime)** the following items, namely:-

"Courtland	East	Stone Church to Cranbrook
McElroy	North	West 2nd to West 3rd
Birmingham	East	T.H.&B. Tracks to 140 ft. northerly"

and by adding thereto the following items, namely:-

"Courtland	West	Stone Church to Cranbrook
Birmingham	East	C.N.R. Tracks to T.H.&B. Tracks".

(b) by deleting from **Section C (No Parking 7:00 am - 6:00 pm, Monday to Saturday)** the following item, namely:-

"Leeming	East	from 449 ft. north of Cannon to 195 ft. northerly".
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2. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following item, namely:-

"Peter	North	commencing at a point 231 feet west of Queen to a point 27 feet westerly therefrom	Anytime".
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3. **Schedule 27 (Alternate Side Parking)** is hereby amended by adding thereto the following item, namely:-

"Birmingham Street	West	East
Beach Road to T.H.&B. Tracks		

and by deleting therefrom the following item, namely:-

"Birmingham Street	West	East".
Beach Road to C.N.R. Tracks		

4. **Schedule 25A (Parking Time Limits)** is hereby amended by adding to **Section 14 (One Hour Limit)** the following items, namely:-

"South Bend	South	Upper James to West 5th
McElroy	North	West 2nd to West 3rd
Columbia	West	Bendamere to Hudson
Columbia	East	Bendamere to Verona".

5. **Schedule 37 (Snow Routes)** is hereby amended by deleting therefrom the following item, namely:-

"Eleanor Both Stone Church Rymal".

and by adding thereto the following item, namely:-

"Eleanor Both Stone Church Eaglewood (south leg)".

6. **Schedule 26A (No Parking Areas)** is hereby amended:

(a) by adding to **Section A (No Parking 7:00 am - 6:00 pm, Monday to Friday)** the following item, namely:-

"Leeming East from 449 feet north of Cannon to 195 feet northerly".

(b) by deleting from **Section C (No Parking 8:30 am - 5:00 pm, Monday to Friday)** the following item, namely:-

"Whitfield North Birmingham to 187 ft. east".

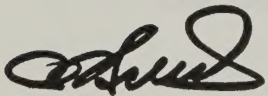
7. **Schedule 23 (Hamilton Street Railway Bus Stops)** is hereby amended by deleting from the Outbound Column the following item, namely:-

"Jackson at James".

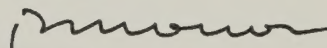
and by adding thereto the following item, namely:-

"Jackson 32 m west of James (F/S)".

PASSED this 26th day of April A.D. 1994.

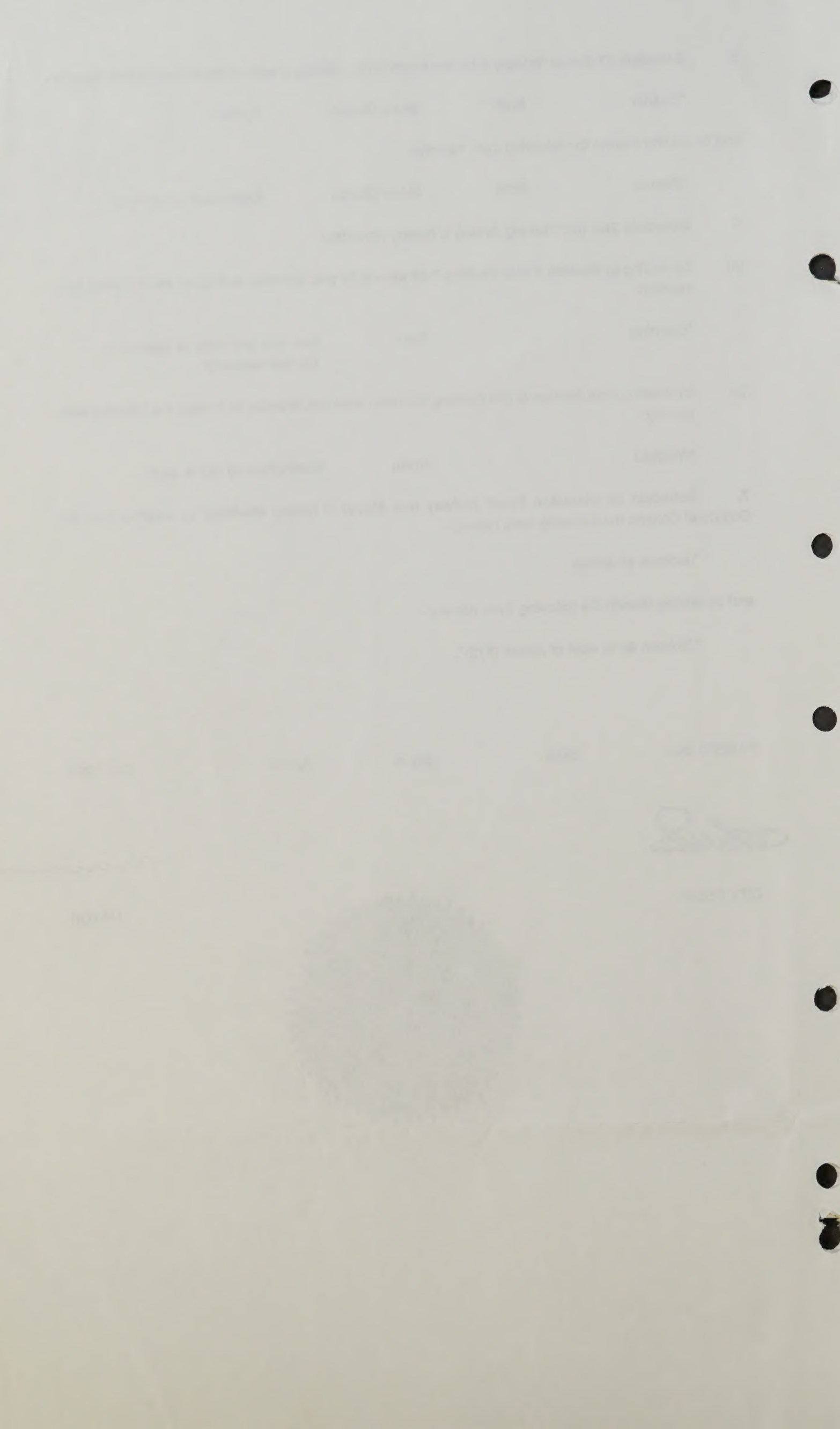


CITY CLERK



MAYOR





BY-LAW NO. 94 - 062

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 29 (No Stopping Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting therefrom the following items, namely:-

"Kingslea	West	Broker to 78 feet south	Anytime
Kingslea	West	commencing at a point 158 feet south of Broker to a point 142 feet southerly therefrom	Anytime".

and by adding thereto the following item, namely:-

"Whitfield	North	Birmingham to 187 feet east	8:30 am - 5:00 pm Monday to Friday".
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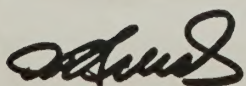
2. **Schedule 35 (Wheelchair Loading Zone)** is hereby amended by adding thereto the following items, namely:-

"Broker	South	60 feet	379 feet west of Kingslea	7:00 am - 6:00 pm Monday to Saturday
Bayfield	East	24 feet	273 feet north of McAnulty	8:00 am - 8:00 pm Monday to Friday
Wood	East	24 feet	74 feet south of Burlington	10:00 am - 8:00 pm
East 23rd	West	19 feet	162 feet north of Queensdale	8:00 am - 4:00 pm Monday to Friday
Lake	West	48 feet	140 feet north of Delawana	7:00 am - 6:00 pm Monday to Saturday".

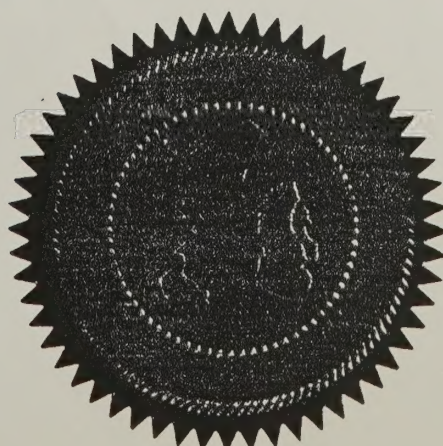
3. **Schedule 31 (School Bus Loading Zone)** is hereby amended by deleting therefrom the following item, namely:-

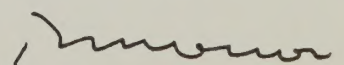
"Maplewood	North	80 feet	commencing at a point 190 feet west of Springer	7:00 am - 6:00 pm Monday to Saturday".
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PASSED this 26th day of April A.D. 1994.



CITY CLERK





MAYOR

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BY-LAW NO. 94 - 063

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Section 34 (Parking Time Limits)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby deleted in its entirety and the following substituted therefor:

"34.(1) No person shall on any day except a holiday, park a vehicle on any highway or portion of highway listed in schedule 25, for a longer time than indicated therein, during the periods and days specified therein.

(2) Subsection (1) shall not apply unless suitable signs are erected and maintained".

2. **Schedules 25, 25A and 25B (Parking Time Limits)** are hereby deleted in their entireties and replaced by **Schedule "A"** attached to this By-law.

3. **Schedule "A"** attached to this By-law shall be **Schedule 25** to the said By-law 89-72.

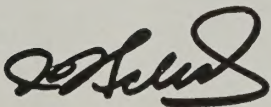
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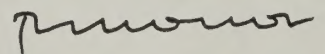
day of

April

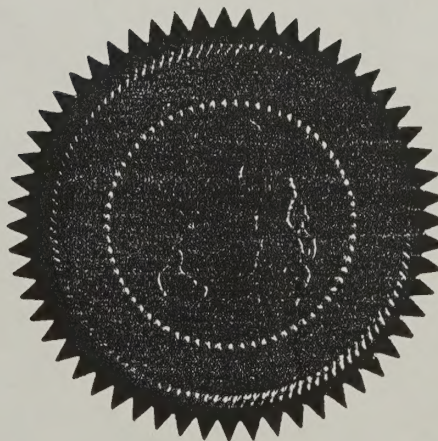
A.D. 1994.



CITY CLERK



MAYOR



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SUBJECT: [Subject]

RE: [Subject]

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SCHEDULE "A"

SCHEDULE 25 (Section 34)

PARKING TIME LIMITS

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Aberdeen	North	from a point 235 feet west of James Mountain Road to Bay	1 hr	8 am - 6 pm	Mon - Fri	92-134
Acadia	Both	Butler (west leg) to Balharbour	1 hr	8 am - 4 pm	Mon - Fri	93-223
Acadia	Both	Butler (west leg) to Beaverton	1 hr	8 am - 4 pm	Mon - Fri	93-115
Afton	North	Norway to Lorne	2 hr	8 am - 6 pm	Mon - Fri	93-223
Aikman	Both	Wentworth to easterly end	3 hr	8 am - 6 pm	Mon - Sat	71-312
Albermarle	Both	End to End	3 hr	8 am - 8 pm	Mon - Fri	71-261
Aldridge	North	commencing at a point 72 feet west of Upper James to a point 43 feet westerly therefrom	1/2 hr	8 am - 8 pm	Mon - Sat	
Alexander	North	commencing at a point 95 feet east of Locke to Reginald	3 hr	8 am - 8 am (24 hrs)	Mon - Sun	86-10
Arkell	South	Cline to Newton	3 hr	8 am - 6 pm	Mon - Fri	85-25
Arkell	South	Newton to Paisley	2 hr	8 am - 6 pm	Mon - Fri	92-021
Arnold	Both	Forsyth to Dalewood	1 hr	8 am - 6 pm	Mon - Fri	68-330
Arnold	North	Dalewood to Haddon	1 hr	8 am - 6 pm	Mon - Fri	68-330
Arthur	Both	King to Wilson	3 hr	8 am - 8 pm	Mon - Sat	80-145
Arthur	West	King to Aikman	3 hr	8 am - 6 pm	Mon - Sat	
Ashley	Both	From 240 ft. south of Cannon to 68 ft. southerly	1/2 hr	8 am - 6 pm	Mon - Sat	70-146
Ashley	West	From 30 ft. south of Cannon to	1 hr	8 am - 6 pm	Mon - Sat	81-035
Ashley	West	commencing at a point 158 feet south of Cannon to a point 22 feet southerly	3 hr	8 am - 6 pm	Mon - Sat	84-42
Ashley	West	commencing at a point 310 feet south of Cannon to a point 58 feet southerly	3 hr	8 am - 6 pm	Mon - Sat	84-42

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Ashley	West	Century to 135 feet north	1 hr	6 am - 6 pm	Mon - Fri	
Auchmar	Both	Fennell to Garth	1 hr	8 am - 6 pm	Mon - Fri	92-021
Audrey	Both	East 27th to Crockett	2 hr	8 am - 8 am (24 hrs)	Mon - Sun	84-166
Augusta	Both	Catharine to Walnut	1 hr	8 am - 6 pm	Mon - Fri	92-156
Augusta	Both	Catharine to John	1 hr	8 am - 6 pm	Mon - Sat	90-213
Aurora	West	commencing at a point 59 feet north of Charlton to a point 20 feet northerly	30 min	8 am - 8 am (24 hrs)	Mon - Sun	89-156
Avondale	Both	Beach Rd to Gertrude	3 hr	8 am - 8 pm	Mon - Fri	75-332
Aylett	Both	End to End	1 hr	8 am - 6 pm	Mon - Fri	
Baillie	West	Augusta to north end	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	90-265
Balsam	Both	King to 85 ft. south	1 hr	8 am - 6 pm	Mon - Sat	73-316
Balsam	Both	Barton to Beechwood	3 hr	8 am - 6 pm	Mon - Sat	10367
Barclay	South	Cline to Newton	2 hr	8 am - 6 pm	Mon - Fri	71-243
Barlake	North	commencing at a point 414 feet west of the north-south leg of Barlake to a point 164 feet westerly therefrom	3 hr	8 am - 8 am (24 hrs)	Mon - Sun	
Barons	Both	Britannia to 175 ft. south	1 hr	8 am - 6 pm	Mon - Sat	73-316(A)
Barton	South	Ray to Oxford	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	92-204
Baxter	South	Bowman to Stroud	1 hr	8 am - 6 pm	Mon - Fri	70-41
Bay	Both	Aberdeen to Inglewood	1 hr	8 am - 6 pm	Mon - Fri	92-184
Bay	Both	Markland to Herkimer	3 hr	8 am - 8 am (24 hrs)	Mon - Sun	89-192
Beach	North	Northcote to 120 ft. west	1 hr	7 am - 6 pm	Mon - Fri	85-27
Beach Rd	North	Norton to Gage	3 hr	8 am - 6 pm	Mon - Sat	75-223
Beach Rd	North	Birmingham to Lottridge	3 hr	8 am - 6 pm	Mon - Sat	75-162

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Beaverton	North	Upper Sherman to Acadia	1 hr	9 am - 5 pm	Mon - Fri	93-139
Beland	East	Queenston to 137 feet south	1 hr	8 am - 9 pm	Mon - Sat	
Beland	East	Queenston to 119 feet south	1 hr	8 am - 9 pm	Mon - Sat	
Belview	East	Barton to 60' South	1 hr	8 am - 6 pm	Mon - Sat	
Belview	West	Cannon to north end	1 hr	8 am - 8 am	Mon - Sun	89-375
Belwood	East	Concession to Alpine	1 hr	8 am - 6 pm	Mon - Sat	86-218
Bendamere	North	Delmar to Briarwood	1 hr	8 am - 6 pm	Mon - Fri	93-223
Bendamere	South	Columbia (west leg) to Briarwood	1 hr	8 am - 6 pm	Mon - Fri	93-223
Biggar	North	commencing at point 457 feet east of	3 hr	8 am - 6 pm	Mon - Sat	92-204
Binkley Cres	Both	End to End	1 hr	8 am - 6 pm	Mon - Fri	71-153
Binkley Rd	Both	Sanders to Main	1 hr	8 am - 6 pm	Mon - Fri	68-330
Birmingham	Both	Burlington to C.N.R. Tracks	3 hr	8 am - 6 pm	Mon - Sat	66-299
Birmingham	East	Whitfield to T.H.& B. Tracks	3 hr	8 am - 6 pm	Mon - Sat	75-162
Birmingham	East	From 40 ft. north of Beach Rd to 72 ft. south of Whitfield	3 hr	8 am - 6 pm	Mon - Sat	75-162
Birmingham	West	Burlington to C.N.R. tracks	3 hr	8 am - 6 pm	Mon - Fri	89-265
Bold	North	Bay to Caroline	1 hr	8 am - 6 pm	Mon - Sat	93-029
Bold	South	James to MacNab	1 hr	8 am - 6 pm	Mon - Sat	
Bold	South	commencing at a point 25 feet west of Caroline to a point 40 feet westerly	1/2 hr	8 am - 6 pm	Mon - Sat	84-29
Bold	South	Bay to MacNab	3 hr	8 am - 6 pm	Mon - Sat	10522
Bond	East	King to Glen	1 hr	8 am - 6 pm	Mon - Fri	75-258
Bond	East	From 30 ft. south of King to 55 ft. southerly	2 hr	8 am - 6 pm	Mon - Sat	78-291
Bond	East	commencing 62 feet north of Main to a point 61 feet northerly therefrom	2 hr	8 am - 8 am (24 hrs)	Mon - Sun	89-307

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Bowman	Both	Main to T.H. & B. Railway	1 hr	8 am - 6 pm	Mon - Fri	69-234
Bowman	Both	T.H.&B. Tracks to Whitney	2 hr	8 am - 6 pm	Mon - Fri	94-020
Brant	North	Dickson to Birch	1 hr	8 am - 6 pm	Mon - Sat	75-233
Brant	South	Niagara to 165 ft. east	1 hr	8 am - 6 pm	Mon - Sat	
Bristol	Both	Sanford to Minto	3 hr	8 am - 6 pm	Mon - Sat	79-237
Bristol	South	Wentworth to Sanford	3 hr	8 am - 6 pm	Mon - Sat	79-237
Broadway	Both	Royal to Whitney	2 hr	8 am - 4 pm	Mon - Fri	92-301
Broadway	Both	Sussex to T.H. & B. Railway	1 hr	8 am - 6 pm	Mon - Fri	69-234
Broadway	Both	T.H.&B. Railway to Royal	1 hr	8 am - 6 pm	Mon - Fri	77-86
Broadway	East	Main to Sussex	1 hr	8 am - 6 pm	Mon - Fri	69-234
Broadway	West	From 185 ft. south of Main to Sussex	1 hr	8 am - 6 pm	Mon - Fri	69-279
Bruceale	Both	East 28th to East 31st	1 hr	8 am - 6 pm	Mon - Sat	76-224
Bruceale	North	Upper Wellington to East 11th Street	1 hr	8 am - 6 pm	Mon - Sat	
Bruceale	South	commencing at a point 126 feet east of East 13th to a point 47 feet easterly	2 hr	8 am - 6 pm	Mon - Sat	88-220
Bruceale	South	Upper James to Millen	1 hr	8 am - 6 pm	Mon - Sat	
Brunswick	East	Melvin to 112 ft. north	1 hr	8 am - 6 pm	Mon - Sat	71-312
Brunswick	West	Melvin to 100 ft. north	1 hr	8 am - 6 pm	Mon - Sat	71-312
Burris	Both	Main to a point 124 feet southerly therefrom	1 hr	8 am - 6 pm	Mon - Fri	86-261
Burton	Both	Emerald to Victoria	1 hr	8 am - 8 pm	Mon - Sat	88-180
Burton	Both	Wentworth to Emerald	3 hr	8 am - 6 pm	Mon - Sat	88-180
Burton	North	Cheever to Wentworth	3 hr	8 am - 6 pm	Mon - Sat	76-242
Butler	North & East	commencing at Acadia (north leg) and extending to Acadia (east leg)	1 hr	8 am - 4 pm	Mon - Fri	93-160

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Cambria	East	Delmar to 130 feet south	1 hr	9 am - 5 pm	Mon - Fri	88-247
Canada	North	Poulette to 51 feet east	1 hr	8 am - 6 pm	Mon - Fri	81-232
Canada	North	Ray to Pearl	3 hr	8 am - 8 am (24 hrs)	Mon - Sun	90-213
Carling	North	Paradise to 88 feet east	1 hr	8 am - 9 pm	Mon - Sat	91-98
Carling	South	Paradise to 106 ft. easterly	1 hr	8 am - 9 pm	Mon - Sat	77-187
Caroline	East	Herkimer to 96 ft. southerly	1 hr	8 am - 6 pm	Mon - Sat	70-252
Caroline	West	Bold to Duke	1 hr	8 am - 6 pm	Mon - Sat	94-020
Caroline	West	Hunter to Bold	1 hr	8 am - 6 pm	Mon - Sat	67-169
Carrick	East	King to 138 ft. south	1 hr	8 am - 6 pm	Mon - Sat	73-316
Carrick	West	King to 127 ft. southerly	1 hr	8 am - 6 pm	Mon - Sat	82-155
Catharine	East	Wilson to Cannon	1 hr	8 am - 6 pm	Mon - Sat	
Catharine	East	Wilson to Cannon	3 hr	8 am - 6 pm	Mon - Sat	
Cathcart	East	Kelly to Cannon	1 hr	8 am - 8 pm	Mon - Fri	92-156
Cathcart	East	Wilson to Rebecca	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	91-194
Cartier	Both	End to End	1 hr	8 am - 5 pm	Mon - Fri	93-007
Century	Both	Steven to Wentworth	1 hr	7 am - 11 pm	Mon - Fri	
Chapple	West	Barton to 130 ft. north	1 hr	8 am - 6 pm	Mon - Sat	79-257
Chatham	North	From 212' east of westerly end to Frid	1 hr	8 am - 6 pm	Mon - Sat	
Chatham	North	From westerly end to 132 ft. easterly	1 hr	8 am - 6 pm	Mon - Sat	67-291
Chedoke	Both	Aberdeen to Glenside	3 hr	8 am - 6 pm	Mon - Sat	
Cherry Hill	South	commencing 76 feet east of Mount Albion to Montmorency	3 hr	8 am - 6 pm	Mon - Fri	83-008
Chilton Place	Both	Markland to southerly end	3 hr	8 am - 6 pm	Mon - Sat	75-162
Churchill	South	Upper James to west limit of Buchanan	1 hr	8 am - 6 pm	Mon - Sat	80-033

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Cline	West	King to Marion	1 hr	8 am - 6 pm	Mon - Fri	68-330
Cline	West	Main to southerly end	1 hr	8 am - 6 pm	Mon - Fri	69-234
Cloverhill	Both	Brantdale to Gateview	3 hr	8 am - 6 pm	Mon - Fri	93-210
Cloverhill	Both	Brantdale to South end	1 hr	8 am - 4 pm	Mon - Fri	92-301
Clyde	Both	Cannon to Wright	3 hr	8 am - 6 pm	Mon - Sat	
Cochrane	West	Queenston to 194 feet south	1 hr	8 am - 6 pm	Mon - Sat	92-261
Colbourne	South	MacNab to 94 feet east	1 hr	8 am - 6 pm	Mon - Sat	91-136
Colbourne	South	Bay to Park	1 hr	8 am - 6 pm	Mon - Fri	91-122
Collier	Both	End to End	1 hr	8 am - 4 pm	Mon - Fri	92-301
Columbia	West	Delmar to north branch of Tyne	1 hr	8 am - 6 pm	Mon - Fri	83-295
Columbia	West	commencing at Tyne Place (north leg) and extending to Bendamere	1 hr	8 am - 4 pm	Mon - Fri	93-029
Connaught	Both	King to 120 ft. south	1 hr	8 am - 6 pm	Mon - Sat	73-316
Connaught	East	Barton to 85' South	1 hr	8 am - 6 pm	Mon - Sat	
Connaught	West	King to 93 ft. north	1 hr	8 am - 6 pm	Mon - Sat	73-316
Cottrill	Both	Sanders to Main	1 hr	8 am - 6 pm	Mon - Fri	68-330
Coulter	North	Berry to easterly end	2 hr	8 am - 6 pm	Mon - Sat	
Craigroyston	East	Queenston to 120 ft. south	1 hr	8 am - 6 pm	Mon - Sat	71-206
Craigroyston	Both	Queenston to 123 ft. north	1 hr	8 am - 6 pm	Mon - Sat	71-206
Craigroyston	West	Queenston to 139 ft. south	1 hr	8 am - 6 pm	Mon - Sat	71-206
Crerar	East	Pescara to 255 feet south	1 hr	7 am - 7 pm	Mon - Sun	88-106

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Delmar (west leg)	Both	Bendamere to Delmar (north leg)	1 hr	8 am - 4 pm	Mon - Fri	93-007
Delmar(north leg)	South	Geneva to Delmar (west leg)/Daytona	1 hr	8 am - 4 pm	Mon - Fri	93-007
Delmar	South	Cambria to Geneva	1 hr	8 am - 4 pm	Mon - Fri	90-310
Delmar	Both	commencing at a point 1,087 feet east of Columbia to Laurier	1 hr	8 am - 6 pm	Mon - Fri	93-008
Delmar	Both	Columbia to 597 feet east	1 hr	8 am - 6 pm	Mon - Fri	89-192
Delmar	Both	commencing at a point 597 feet east of Columbia to a point 490 feet easterly therefrom	1 hr	8 am - 9 pm	Mon - Fri	91-164
Delmar	North	Daytona to 133 feet west of Columbia	1 hr	9 am - 8 pm	Mon - Fri	90-282
Delmar	South	Cambria to Columbia	1 hr	9 am - 8 pm	Mon - Fri	89-319
Depew	West	Beach Rd to Gertrude	3 hr	8 am - 8 pm	Mon - Fri	71-261
Devonport	Both	Tom to York	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	89-156
Devonport	East	commencing at a point 171 feet south of York to Tom	1 hr	8 am - 5 pm	Mon - Fri	91-122
Devonport	West	Tom to York	1 hr	8 am - 5 pm	Mon - Fri	91-122
Dow	West	Main to Paul	1 hr	8 am - 6 pm	Mon - Fri	69-231
Dromore	Both	Paisley to Marion	1 hr	8 am - 6 pm	Mon - Fri	92-301
Dromore	Both	Sterling to Paisley	1 hr	8 am - 6 pm	Mon - Fri	76-319
Dromore	East	King to Sterling	1 hr	8 am - 6 pm	Mon - Fri	76-319
Dromore	West	King to Sterling	1 hr	8 am - 6 pm	Mon - Fri	76-319
Duke	Both	Caroline to Hess	3 hr	8 am - 6 pm	Mon - Fri	77-87
Duke	South	Hess to Queen	2 hr	8 am - 5 pm	Mon - Fri	88-180
Duke	South	MacNab to Bay	3 hr	8 am - 6 pm	Mon - Sat	71-312
Dundurn	Both	Hill to Charlton	1 hr	8 am - 6 pm	Mon - Sat	67-291
Dunsmure	North	Ottawa to London	1 hr	8 am - 6 pm	Mon - Sat	69-189
East	Both	Barton to Birge	1 hr	8 am - 6 pm	Mon - Fri	92-021

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
East 5th	East	Fennell to Brucesdale	1 hr	8 am - 5 pm	Mon - Fri	91-05
East 11th	Both	Concession to Mountville	2 hr	8 am - 5 pm	Mon - Fri	91-122
East 18th	West	from a point 41 feet south of	1 hr	8 am - 6 pm	Anytime	
East 19th	West	Fennell to 129 ft. south	2 hr	8 am - 6 pm	Mon - Sat	74-287
East 21st	East	commencing 142 feet south of Concession to a point 299 feet southerly	1 hr	8 am - 9 pm		
East 21st	West	commencing 126 feet south of Concession to a point 317 ft. southerly	1 hr	8 am - 9 pm	Mon - Sat	83-265
East 21st	West	Fennell to 110 ft. north	1 hr	8 am - 6 pm	Mon - Sat	
East 22nd	East	Fennell to 114 ft. north	1 hr	8 am - 6 pm	Mon - Sat	
East 22nd	West	Fennell to 140 ft. south	1 hr	8 am - 6 pm	Mon - Sat	
East 23rd	East	from a point 148 feet south of Concession to Crockett	2 hr	8 am - 5 pm	Mon - Fri	94-048
East 23rd	East	Fennell to 98 ft. north	1 hr	8 am - 6 pm	Mon - Sat	
East 23rd	West	Fennell to 131 ft. south	1 hr	8 am - 6 pm	Mon - Sat	
East 23rd	West	from a point 73 feet south of Concession to Crockett	2 hr	8 am - 5 pm	Mon - Fri	94-048
East 24th	Both	Concession to Crockett	2 hr	8 am - 6 pm	Mon - Fri	86-109
East 25th	Both	Crockett to Queensdale	1 hr	8 am - 6 pm	Mon - Fri	85-163
East 25th	West	commencing 421 feet south of Concession to Crockett	1 hr	8 am - 6 pm	Mon - Fri	86-168
East 26th	East	Fennell to 81 ft. north	1 hr	8 am - 6 pm	Mon - Sat	
East 26th	East	30 ft. south of Concession to a point 40 feet southerly therefrom	1 hr	8 am - 6 pm	Mon - Sat	87-171
East 26th	West	Crockett to Queensdale	1 hr	8 am - 6 pm	Mon - Fri	85-205
East 26th	West	commencing 313 feet south of Concession to Crockett	1 hr	8 am - 6 pm	Mon - Sat	83-265
East 27th	Both	Concession to southerly end	1 hr	8 am - 6 pm	Mon - Fri	85-6
East 27th	Both	Mohawk to Seeley	3 hr	8 am - 8 am (24 hrs)	Mon - Sat	91-69
East 27th	East	Fennell to 138 ft. north	1 hr	8 am - 6 pm	Mon - Sat	
East 27th	East	Halam to Mackenzie	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	93-202

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
East 27th	West	Fennell to 141 ft. south	1 hr	8 am - 6 pm	Mon - Sat	
East 27th	West	from a point 136 feet south of Fennell to the extended south curb line of Mackenzie	1 hr	8 am - 6 pm	Mon - Sun	93-183
East 28th	East	Fennell to 83 ft. north	1 hr	8 am - 6 pm	Mon - Sat	
East 28th	West	Fennell to 114 ft. south	1 hr	8 am - 6 pm	Mon - Sat	
East 31st	Both	Munn to Queensdale	1 hr	8 am - 6 pm	Mon - Fri	89-375
East 31st	Both	Crockett to Munn	1 hr	8 am - 6 pm	Mon - Fri	85-41
East 31st	East	commencing 121 feet south of Concession to Crockett	1 hr	7 am - 4 pm	Mon - Fri	84-143
East 31st	East	Fennell to 100 ft. north	1 hr	8 am - 6 pm	Mon - Sat	
East 32nd	Both	Concession to Crockett	1 hr	8 am - 6 pm	Mon - Fri	88-62
East 32nd	Both	Crockett to Munn	1 hr	7 am - 4 pm	Mon - Fri	90-15
East 33rd	Both	Concession to Crockett	1 hr	8 am - 6 pm	Mon - Fri	88-247
East 34th	Both	Munn to Crockett	1 hr	8 am - 5 pm	Mon - Fri	91-05
East 34th	Both	Concession to Crockett	1 hr	8 am - 6 pm	Mon - Fri	88-180
East 35th	Both	Concession to Crockett	1 hr	8 am - 6 pm	Mon - Fri	88-199
East 42nd	East	Ninth to Tenth	3 hr	8 am - 8 am (24 hrs)	Mon - Sun	93-139
Elgin	Parking Bay on west side	commencing at a point 28 feet north of Wilson to a point 92 feet northerly therefrom	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	92-156
Emerald	Both	Wilson to King William	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	89-156
Emerald	Both	King to Main	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	89-159
Emerald	West	Shaw to 99 feet south	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	92-105
Emerald	West	Main to Hunter	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	92-021
Emerson	Both	Main to Sussex	1 hr	8 am - 6 pm	Mon - Fri	68-270
Emerson	Both	Sussex to T.H.&B. Railway	1 hr	8 am - 6 pm	Mon - Fri	69-231
Emerson	Both	T.H.&B. to Royal	2 hr	8 am - 6 pm	Mon - Fri	
Emerson	West	T.H.&B. Railway to 32' south	2 hr	8 am - 6 pm	Mon - Fri	
Emming	West	Delmar to east end	1 hr	8 am - 5 pm	Mon - Fri	93-115

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Ferguson	East	commencing at a point 30 feet south of Hunter to a point 115 feet southerly therefrom	1 hr	8 am - 6 pm	Mon - Sat	92-184
Ferguson	East	Rebecca to Wilson	3 hr	8 am - 6 pm	Mon - Sat	66-45
Ferguson	West	commencing at a point 31 feet south of Hunter to a point 91 feet southerly therefrom	1 hr	8 am - 6 pm	Mon - Sat	92-184
Ferrie	North	100 ft. west of C.N.R. Bridge to Ferguson	3 hr	8 am - 6 pm	Mon - Sat	10423
Ferrie	North	John to Catherine	1 hr	8 am - 6 pm	Mon - Fri	93-051
Flatt	Both	Aberdeen to Glenside	3 hr	8 am - 6 pm	Mon - Sat	
Forest	South	Wellington to Aurora	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	90-213
Forest	South	Hughson to Walnut	3 hr	8 am - 6 pm	Mon - Sat	
Forsyth	West	King to Sterling	1 hr	8 am - 6 pm	Mon - Fri	10080
Forsyth	West	King to Arnold	1 hr	8 am - 6 pm	Mon - Fri	66-87
Foster	North	Walnut to Ferguson	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	88-157
Frid	East	60 feet north of the easterly leg of Frid to the northerly end of the street	1 hr	8 am - 6 pm	Mon - Sat	81-350
Frid	West	From the south curb of Main to 174 ft. southerly	1 hr	8 am - 6 pm	Mon - Sat	74-257
Frid	West	From 209 ft. south of Main to 102 ft. southerly	1 hr	8 am - 6 pm	Mon - Sat	77-87
Fullerton	Both	Barton to Princess	3 hr	8 am - 6 pm	Mon - Sat	76-95
Gary	Both	Main to southerly end	3 hr	8 am - 6 pm	Mon - Fri	
Geneva	Both	Delmar to Bendamere	1 hr	8 am - 4 pm	Mon - Fri	93-007
Gertrude	North	Avondale to 261 feet west of Depew	3 hr	8 am - 8 pm	Mon - Fri	91-69
Gertrude	North	Depew to 261 feet west	1 hr	8 am - 8 pm	Mon - Fri	91-69
Gibson	East	Barton to northerly end	1 hr	9 am - 7 pm	Mon - Fri	82-127

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Lancaster	East	Burlington to northerly end	3 hr	8 am - 6 pm	Mon - Sat	
Lansdowne	South	Sherman to Lottridge	1 hr	8 am - 6 pm	Mon - Sat	86-193
Laurier	Both	from the easterly intersection with South Bend to Stacey	2 hr	9 am - 4 pm	Mon - Fri	93-223
Laurier	East	from the westerly intersection with south Bend to Stacey	2 hr	9 am - 4 pm	Mon - Fri	93-223
Laurier	East	Delmar to South Bend	2 hr	9 am - 4 pm	Mon - Fri	93-139
Laurier	North	Columbia to Delmar	1 hr	8 am - 5 pm	Mon - Fri	90-294
Leeming	Both	Barton to Cannon	3 hr	8 am - 6 pm	Mon - Sat	78-111
Leinster	Both	Barton to Beechwood	3 hr	8 am - 6 pm	Mon - Sat	10367
Leland	Both	Sussex to Glenmount	1 hr	8 am - 6 pm	Mon - Fri	69-234
Leland	Both	Glenmount to T.H.&B. Railway	1 hr	8 am - 6 pm	Mon - Fri	70-13
Leland	East	Ward to Whitney	1 hr	8 am - 6 pm	Mon - Fri	93-223
Lincoln	West	Barton to 80' North	1 hr	8 am - 6 pm	Mon - Sat	
Linwood	Both	Homewood to Stanley	3 hr	8 am - 6 pm	Mon - Sat	92-070
Lloyd	South	Lottridge to Chapple	2 hr	8 am - 9 pm	Mon - Fri	80-251
Locke	East	Stanley to 70 ft. north	1 hr	8 am - 6 pm	Mon - Sat	75-87
Locke	East	King to Morden	1 hr	8 am - 6 pm	Mon - Sat	67-169
Locke	East	Hunter to Herkimer	3 hr	8 am - 6 pm	Mon - Sat	76-30
Locke	West	Hunter to Herkimer	1 hr	8 am - 6 pm	Mon - Sat	76-30
London	Both	Main to Dunsmure	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	89-122
Lottridge	West	King to Senator	1 hr	8 am - 6 pm	Mon - Sat	73-316
Lottridge	West	Biggar to Beach Road	1 hr	8 am - 6 pm	Mon - Sat	
Lottridge	West	Clinton to Princess	2 hr	8 am - 8 am (24 hrs)	Mon - Sun	91-69
Loyalist	East & South	Denten southerly to Glen Echo	1 hr	8 am - 6 pm	Mon - Fri	76-59
Loyalist	East & North	Denten northerly to Glen Echo	1 hr	8 am - 6 pm	Mon - Fri	76-59

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Lyndhurst	Both	End to End	3 hr	8 am - 8 pm	Mon - Fri	71-261
Macauley	South	James to 183 feet east	1 hr	8 am - 9 pm	Mon - Sat	87-342
MacDonald	Both	Homewood to Herkimer	3 hr	8 am - 6 pm	Mon - Sat	74-41
MacNab	East	Colbourne to Mulberry	1/2 hr	8 pm - 8 pm (24 hrs)	Mon - Sat	
MacNab	East	Barton to Colbourne	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	89-265
MacNab	East	Mulberry to Cannon	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	91-28
MacNab	West	Herkimer to Bold	3 hr	8 am - 6 pm	Mon - Sat	
Madison	Both	Wilson to Cannon	1 hr	7 am - 7 pm	Mon - Sat	86-5
Mahoney	Both	Parkdale to Adeline	1 hr	8 am - 5 pm	Mon - Fri	90-15
Main	North	commencing at a point 50 feet east of Selkirk and extending to a point 40 feet easterly	1 hr	8 am - 6 pm	Mon - Sat	83-178
Mapes	Both	End to End	1 hr	8 am - 6 pm	Mon - Fri	69-234
Maplewood	South	Lorne to Norway	2 hr	7 am - 9 pm	Mon - Sun	91-136
Margaret	East	King to Main	3 hr	9 am - 5 pm	Mon - Fri	90-15
Margaret	West	From a point 90 ft. south King to a point 64 ft. southerly therefrom	1 hr	8 am - 6 pm	Mon - Fri	87-217
Margaret	West	commencing at a point 360 ft. south of King to a point 44 ft. southerly	1 hr	8 am - 6 pm	Mon - Fri	86-333
Marion	East	North OVal to Dromore	1 hr	8 am - 6 pm	Mon - Fri	68-330
Market	Both	Hess to Caroline	1 hr	8 am - 9 pm	Mon - Sun	87-217
Market	South	Queen to 93 feet west	1 hr	8 am - 6 pm	Mon - Fri	93-139
Markland	North	Bay to Park	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	90-327
Markland	South	Bay to Chilton	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	90-327
Markland	Both	James to MacNab	3 hr	8 am - 6 pm	Mon - Sat	
Markland	Both	MacNab to Park	3 hr	8 am - 6 pm	Mon - Sat	78-72
Mary	East	Wilson to 73 feet south	1 hr	8 am - 9 pm	Mon - Sun	90-310
Mary	West	Burlington to 68 feet north	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	85-107

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Prospect	Both	Barton to Beechwood	3 hr	8 am - 6 pm	Mon - Sat	10367
Province	West	Cannon to 190 ft. south	1 hr	8 am - 8 pm	Mon - Sat	80-145
Queensdale	Both	Rendell to Upper Ottawa	3 hr	8 am - 6 pm	Mon - Fri	91-98
Queensdale	South	Upper Wellington to East 11th	1 hr	8 am - 6 pm	Mon - Sat	69-79
Radial Lane	Both	Ashley to 115' Easterly	3 hr	8 am - 6 pm	Mon - Sat	
Rainbow	West	Orphir to Secord	1 hr	8 am - 6 pm	Mon - Fri	77-97
Ray	East	Jackson to Canada	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	90-310
Ray	East	Jackson to Main	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	89-330
Ray	East	George to 100 ft. south	1 hr	8 am - 6 pm	Mon - Sat	67-169
Ray	West	Peter to Napier	2 hr	8 am - 8 am (24 hrs)	Mon - Sun	93-139
Ray	West	King to 132 ft. north	1 hr	8 am - 6 pm	Mon - Sat	75-222
Regency	West	Mohawk to Summerlea	2 hr	8 am - 8 am (24 hrs)	Mon - Sun	92-021
Richwell	North	Upper James to West 1st	1 hr	8 am - 6 pm	Mon - Sat	73-226
Richwell	North	West 5th to West 3rd	1 hr	8 am - 4 pm	Mon - Fri	94-038
Rideau	Both	Moxley to westerly end	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	90-39
Robert	North	Cathcart to 116 feet east	1 hr	8 am - 6 pm	Mon - Fri	92-261
Robert	North	commencing 31 ft. west of John to a point 58 ft. westerly	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	85-27
Robert	South	Cathcart to 137 feet east	1 hr	8 am - 6 pm	Mon - Fri	93-139
Robinson	Both	Park to Bay	3 hr	8 am - 6 pm	Mon - Sat	93-051
Robinson	Both	Hess to Caroline	3 hr	8 am - 6 pm	Mon - Fri	89-334
Rosslyn	West	Barton to 135 ft. north	1 hr	8 am - 6 pm	Mon - Sat	69-101
Rowanwood	Both	End to End	3 hr	8 am - 8 pm	Mon - Fri	71-261
Rowanwood	Both	Beach to southerly end	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	93-223
Royal	Both	Emerson to Leland	1 hr	8 am - 5 pm	Mon - Fri	90-327
Royal	Both	Leland to West End	1 hr	8 am - 5 pm	Mon - Fri	91-39
Royal	Both	Broadway to Emerson	2 hr	8 am - 6 pm	Mon - Fri	84-266

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
West 35th	Both	Leslie to Bendamere	1 hr	8 am - 4 pm	Mon - Fri	83-130
Westbourne	Both	Sanders to Main	1 hr	8 am - 6 pm	Mon - Fri	68-330
Westwood	Both	Bowman to Cline	1 hr	8 am - 6 pm	Mon - Fri	69-234
Wexford	East	Main to Maple	2 hr	8 am - 6 pm	Mon - Fri	79-64
Whitney	North	From 349' west of Mericourt to 176' westerly	1 hr	8 am - 6 pm	Mon - Fri	68-330
Whitney	South	from 117 feet west of Mericourt to 137 feet westerly	1 hr	8 am - 11 pm	Mon - Sat	93-202
Winston	Both	Westwood to T.H.&B. Railway	1 hr	8 am - 6 pm	Mon - Fri	69-231
Wright	Both	Leeming to Westerly End	3 hr	8 am - 6 pm	Mon - Sat	

BY-LAW NO. 94 - 064

**TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF
THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 26TH DAY OF APRIL
A.D., 1994.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

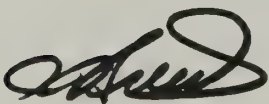
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 26th day of April A.D. 1994



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 94- 066

TO FIX THE RATES OF TAXATION FOR REGIONAL PURPOSES FOR THE YEAR 1994

WHEREAS the Regional Municipality of Hamilton-Wentworth has approved the requisition to The Corporation of the City of Hamilton for \$124,543,266.00 representing the City of Hamilton's share of the cost of operating the Regional Municipality of Hamilton-Wentworth for the year 1994.

WHEREAS after the deduction of \$9,502,110.00 of 1994 estimated shared revenues, the funds for which have been provided in the City of Hamilton 1994 Estimates, and the addition of the 1993 underlevy in the amount of \$190,607.00, it is intended to levy against the ratepayers of the City of Hamilton the resulting net amount of \$115,231,763.00 for the year 1994.

NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

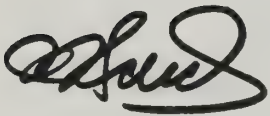
1. The estimated Corporation of the City of Hamilton's share of the Regional Municipality of Hamilton-Wentworth's 1994 levy, in the amount of \$124,543,266.00 is hereby adopted as part of the 1994 Estimates of The Corporation of the City of Hamilton.

2. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of \$1,005,817,463.00 of which \$601,227,985.00 is Residential assessment and \$404,589,478.00 is Non-residential assessment, the following rates of taxation:

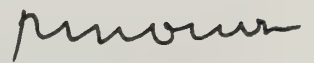
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|-----|---|-------------------------|
| (1) | for Regional purposes 125.8493 mills
producing | \$126,581,420.00 |
| (2) | the amount to be levied and raised
against "residential" assessments in the amount of
\$601,227,985.00 as required by The Municipal Act
shall be reduced by \$11,349,660.00 or 18.8774 mills
in accordance with Section 9(3a) of The Ontario
Unconditional Grants Act, R.S.O. 1990, Chapter O.38 | \$ <u>11,349,660.00</u> |
| | | <u>\$115,231,760.00</u> |
| (3) | the rate to be levied against
"residential" assessments as required by The Municipal
Act for Regional purposes is 106.9719 mills on the dollar | |
| (4) | the rate to be levied against "non-
residential" assessments as required by The Municipal
Act for Regional purposes is 125.8493 mills on the
dollar | |

(5) this by-law comes into force on the
date on which it is enacted by the Council of The
Corporation of the City of Hamilton.

PASSED this *3rd* day of *May* A.D., 1994.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94-067

TO FIX THE RATES OF TAXATION FOR SCHOOL PURPOSES
FOR THE YEAR 1994

WHEREAS the estimates of revenues and expenditures of the Board of Education for the City of Hamilton and the Hamilton-Wentworth Roman Catholic Separate School Board, for school purposes, have been submitted to the Committee of the Whole of the City of Hamilton.

WHEREAS it is necessary to impose rates of taxation for the year 1994 for school purposes.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows,

1. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of \$1,005,817,463.00, of which \$601,227,985.00 is Residential assessment and \$404,589,478.00 is Non-residential assessment, the following rates of taxation,

- (a) for Public School elementary purposes
133.1159 mills on all rateable property in the amount
of \$762,046,628.00, of which \$432,815,140.00 is
Residential assessment and \$329,231,488.00 is Non-
residential assessment, liable for Public School rates
as requested to be levied by the Board of Education
for the City of Hamilton producing \$101,440,480.00
- (b) for Separate School elementary purposes
133.1159 mills on all rateable property in the amount
of \$243,770,835.00, of which \$168,412,845.00 is
Residential assessment and \$75,357,990.00 is Non-
residential assessment, liable for Separate School
rates as requested to be levied by the Hamilton-
Wentworth Roman Catholic Separate School Board
producing 32,449,770.00
- (c) for Public School secondary purposes
90.6462 mills on all rateable property in the amount
of \$762,046,628.00 of which \$432,815,140.00 is
Residential assessment and \$329,231,488.00 is Non-
residential assessment, liable for Secondary School
rates as requested to be levied by the Board of
Education for the City of Hamilton producing 69,076,630.00

(d) for Separate School Secondary purposes
90.6462 mills on all rateable property in the amount
of \$243,770,835.00 of which \$168,412,845.00 is
Residential assessment and \$75,357,990.00 is Non-
residential assessment liable for Separate School
rates as requested to be levied by the Hamilton-
Wentworth Roman Catholic Separate School Board
producing 22,096,900.00

\$225,063,780.00

(e) The amount to be levied and raised
against "residential" assessments in the amount of
\$432,815,140.00 determined as required by The
Municipal Act shall be reduced by \$8,642,180.00 or
19.9674 mills which is the amount of the estimated
revenue from payments to be received by the Board
of Education of The Corporation of the City of
Hamilton in 1994 for elementary school purposes
under The Education Act, R.S.O. 1990, Chapter E. 2 \$ 8,642,180.00

(f) The amount to be levied and raised
against "residential" assessments in the amount of
\$168,412,845.00 as required by The Municipal Act
shall be reduced by \$3,362,760.00 or 19.9674 mills
which is the amount of the estimated revenue from
payments to be received by the Hamilton-Wentworth
Roman Catholic Separate School Board in 1994
for elementary school purposes under the Education
Act, R.S.O. 1990, Chapter E. 2 3,362,770.00

(g) The amount to be levied and raised
against "residential" assessments in the amount of
\$432,815,140.00 determined as required by The
Municipal Act shall be reduced by \$5,884,960.00
or 13.5969 mills which is the amount of the estimated
revenue from payments to be received by The Board
of Education of The Corporation of the City of
Hamilton in 1994 for secondary school purposes
under The Education Act, R.S.O. 1990, Chapter E. 2 5,884,950.00

(h) The amount to be levied and raised
against "residential" assessments in the amount of
\$168,412,845.00 determined as required by The
Municipal Act shall be reduced by \$2,289,900.00 or
13.5969 mills which is the amount of the estimated
revenue from payments to be received by the Hamilton-
Wentworth Roman Catholic Separate School Board
in 1994 for secondary school purposes under The
Education Act, R.S.O. 1990, Chapter E. 2 2,289,900.00

\$204,883,980.00

2. The Education rate to be levied against "residential" assessments as required by The Municipal Act for:

(a) Public School supporters is 190.1978 mills on the dollar, and

(b) Separate School supporters is 190.1978 mills on the dollar.

3. The Education rate to be levied against "non-residential" assessments as required by The Municipal Act for:

(a) Public School supporters is 223.7621 mills on the dollar, and

(b) Separate School supporters is 223.7621 mills on the dollar.

4. The By-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

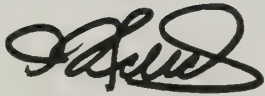
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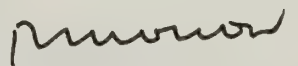
day of

May

A.D., 1994.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94- 068

**TO FIX THE TOTAL RATES OF TAXATION FOR
MUNICIPAL, REGIONAL AND SCHOOL PURPOSES FOR THE YEAR 1994**

WHEREAS the Council of The Corporation of the City of Hamilton has approved By-laws 94-065 , 94-066 and 94- 067 being By-laws to impose rates of taxation for the year 1994 for:

- (a) Municipal purposes
- (b) Regional purposes
- (c) Education purposes

AND WHEREAS it is intended to consolidate herein the levies referred to in said by-laws.

NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

1. The total rate to be levied against "residential" assessments as required by The Municipal Act:

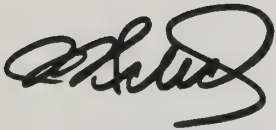
- (a) by Public School supporters is 401.3900 on the dollar, and
- (b) by Separate School supporters is 401.3900 on the dollar.

2. The total rate to be levied against "non-residential" assessments as required by The Municipal Act:

- (a) by Public School supporters is 472.2235 on the dollar, and
- (b) by Separate School supporters is 472.2235 on the dollar.

3. This By-law comes into force on the date on which it is enacted
by The Council of The Corporation of the City of Hamilton.

PASSED this 3rd day of May A.D., 1994.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94- 069

To Levy:

AN ANNUAL TAX ON TELEPHONE COMPANIES DOING BUSINESS IN ONTARIO

Respecting:

THE BELL TELEPHONE COMPANY OF CANADA

WHEREAS Section 159 of the Municipal Act, R.S.O. 1990, Chap. M.45, empowers the Council of The Corporation of the City of Hamilton to levy on every telephone company doing business in Ontario an annual tax equal to 5 per cent of the total gross receipts of such company for the preceding year;

AND WHEREAS The Bell Telephone Company of Canada is a telephone company doing business in the Municipality of the City of Hamilton;

AND WHEREAS the gross receipts of The Bell Telephone Company of Canada, doing business within the Municipality of the City of Hamilton is in the amount of \$135,388,598.00 the year ended the 31st day of December, 1993;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby authorized and directed that a tax for the fiscal year ended December 31, 1994, be levied on the Bell Telephone Company of Canada Limited in the amount of \$6,769,429.90.

2. That the tax levied hereunder shall be collected in the same manner as municipal taxes are collectible and is a special lien under Section 382 of the Municipal Act on all the lands of The Bell Telephone Company of Canada.

PASSED this *3rd* day of *May* A.D., 1994.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94- 070

To Authorize:

The Levy of a Special Charge

In Respect of:

THE OTTAWA STREET NORTH BUSINESS IMPROVEMENT AREA

GENERALLY COVERING OTTAWA STREET NORTH BETWEEN MAIN STREET
EAST AND EXTENDING TO AN AREA NORTH OF BARTON STREET EAST

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 7 of the 19th Report of the Planning and Development Committee on December 14, 1993 approved the amount of \$43,800.00 for 1994, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

(2)

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$43,800.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

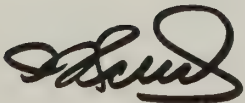
3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

SCHEDULE "A"

To By-law No. 94-070

1. Total assessed value of all the real property in the area used as the basis for computing business assessment. \$1,402,533.00
2. The Mill Rate for the special charge is calculated by: 31.2292
 - a) dividing the approved estimates of the Board of Management by
 - b) the total assessed value and
 - c) multiplying the result by 1,000
3. Approved estimate for 1994 \$43,800.00

PASSED this 3rd day of May A.D. 1994



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 94- 071

To Authorize:

The Levy of a Special Charge

In Respect of:

WESTDALE VILLAGE BUSINESS IMPROVEMENT AREA

GENERALLY COVERING KING STREET WEST AND THE AREA OF THE
INTERSECTION OF CLINE AVENUE AND KING STREET WEST AND EXTENDING
TO AN AREA WEST OF NEWTON AVENUE AND STERLING STREET

WHEREAS subsection 220(17) of the Municipal
Act, R.S.O. 1990, Chapter M-45, provides that the Council may
levy a special charge for the purposes of the Board of Management
of an Improvement Area.

(17) Subject to such maximum and
minimum charges as the Council may
specify by by-law, the Council shall
in each year levy a special charge upon
persons in the area assessed for business
assessment sufficient to provide a sum
equal to the sum of money provided for
the purposes of the Board of Management
for that area, together with interest
thereon at such rate as is required to
repay any interest payable by the
municipality on the whole or any part
of such sum, which shall be borne and
paid by such persons in the proportion
that the assessed value of the real
property that is used as the basis
for computing the business assessment
of each of such persons bears to the
assessed value of all the real property
in the area used as the basis for
computing business assessment.

AND WHEREAS the Council of the City of Hamilton
in adopting Section 6 of the Second Report of the Planning and
Development Committee on February 8, 1994 approved the amount of
\$25,000.00 for 1994, for the purpose of the Board of Management of the
Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge
be levied in accordance with subsection 220(17) of the Municipal
Act.

NOW THEREFORE the Council of The Corporation of
the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon
persons in the Improvement Area assessed for business assessment
calculated as set out in Schedule "A" hereto annexed and forming
part of this by-law.

(2)

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$25,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

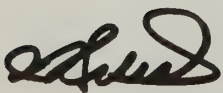
3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

SCHEDULE "A"

To By-law No. 94-071

1. Total assessed value of all the real property in the area used as the basis for computing business assessment. \$639,411.00
2. The Mill Rate for the special charge is calculated by: 39.0985
 - a) dividing the approved estimates of the Board of Management by
 - b) the total assessed value and
 - c) multiplying the result by 1,000
3. Approved estimate for 1994 \$25,000.00

PASSED this 3rd day of May A.D. 1994



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94- 072

To Authorize:

The Levy of a Special Charge

In Respect of:

THE INTERNATIONAL VILLAGE BUSINESS IMPROVEMENT AREA

GENERALLY COVERING BOTH SIDES OF KING STREET EAST BETWEEN
MARY STREET AND WELLINGTON STREET NORTH

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 6 of the 19th Report of the Planning and Development Committee on December 14, 1993 approved the amount of \$53,206.00 for 1994, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

(2)

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$53,206.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

SCHEDULE "A"

To By-law No. 94-072

1. Total assessed value of all the real property in the area used as the basis for computing business assessment. \$1,026,042.00
2. The Mill Rate for the special charge is calculated by: 51.8556
 - a) dividing the approved estimates of the Board of Management by
 - b) the total assessed value and
 - c) multiplying the result by 1,000
3. Approved estimate for 1994 \$53,206.00

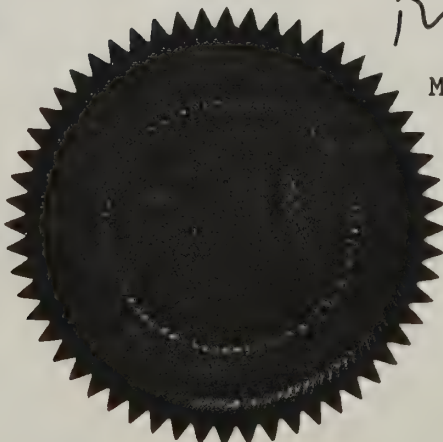
PASSED this 3rd day of May A.D. 1994



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 94- 073

To Authorize:

The Levy of a Special Charge

In Respect of:

BARTON STREET EAST #1 BUSINESS IMPROVEMENT AREA

GENERALLY COVERING BOTH SIDES OF BARTON STREET FROM THE WEST
SIDE OF WELLINGTON STREET TO THE EAST SIDE OF WENTWORTH STREET

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 7 of the Fourth Report of the Planning and Development Committee on March 8, 1994 approved the amount of \$5,750.00 for 1994, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

(2)

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$5,750.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

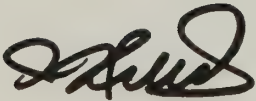
3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

SCHEDULE "A"

To By-law No. 94-073

1. Total assessed value of all the real property in the area used as the basis for computing business assessment. \$387,670.00
2. The Mill Rate for the special charge is calculated 14.8322 by:
 - a) dividing the approved estimates of the Board of Management by
 - b) the total assessed value and
 - c) multiplying the result by 1,000
3. Approved estimate for 1994 \$5,750.00

PASSED this 3rd day of May A.D. 1994



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94- 074

To Authorize:

The Levy of a Special Charge

In Respect of:

THE CONCESSION STREET BUSINESS IMPROVEMENT AREA

GENERALLY COMPRISED OF LANDS COVERING CONCESSION STREET
BETWEEN EAST 18TH STREET AND EAST 25TH STREET

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 5 of the First Report of the Planning and Development Committee on January 25, 1994 approved the amount of \$8,575.00 for 1994, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

(2)

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$8,575.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

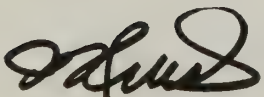
3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

SCHEDULE "A"

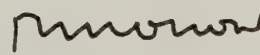
To By-law No. 94-074

1. Total assessed value of all the real property in the area used as the basis for computing business assessment. \$774,688.00
2. The Mill Rate for the special charge is calculated 11.0690 by:
 - a) dividing the approved estimates of the Board of Management by
 - b) the total assessed value and
 - c) multiplying the result by 1,000
3. Approved estimate for 1994 \$8,575.00

PASSED this 3rd day of May A.D. 1994


CITY CLERK




MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94-075

To Authorize:

The Levy of a Special Charge

In Respect of:

THE MAIN STREET WEST ESPLANADE BUSINESS IMPROVEMENT AREA

GENERALLY COMPRISED OF LANDS ON THE EAST AND WEST SIDES
OF MAIN STREET WEST BETWEEN LOCKE STREET ON THE WEST AND
QUEEN STREET ON THE EAST

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 7 of the Fourth Report of the Planning and Development Committee on March 8, 1994 approved the amount of \$4,400.00 for 1994, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$4,400.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

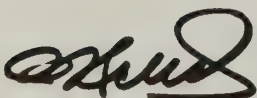
3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

SCHEDULE "A"

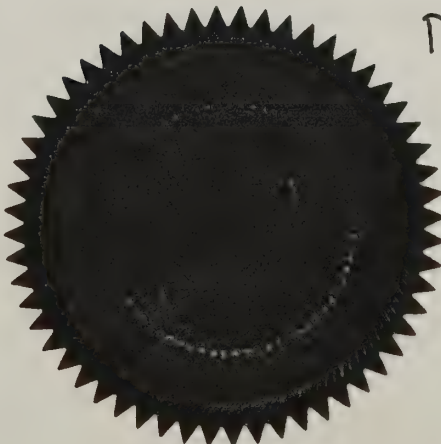
To By-law No. 94-075

1. Total assessed value of all the real property in the area used as the basis for computing business assessment. \$234,771.00
2. The Mill Rate for the special charge is calculated 18.7417 by:
 - a) dividing the approved estimates of the Board of Management by
 - b) the total assessed value and
 - c) multiplying the result by 1,000
3. Approved estimate for 1994 \$ 4,400.00

PASSED this 3rd day of May A.D. 1994



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94 -076

To levy the Special Charges for 1994 for the Improvement Area in the Area between King William Street, Mary Street, Main Street East and James Street, designated by By-Law 82-151

WHEREAS, pursuant to Section 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, the Board of Management for the Improvement Area has submitted Estimates for the year 1994:

AND WHEREAS, a Special Charge is to be levied to raise the sum equal to the total of the Estimates.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Estimates of the Board of Management for the Improvement Area in the area between King William Street, Mary Street, Main Street East and James Street for 1994 in the amount of \$90,000.00 are hereby approved.
2. In order to raise the said \$90,000.00 there is hereby levied a mill rate of 10.8495 as a Special Charge on the persons in the area assessed for business assessment, in accordance with By-law 82-152, as follows:
 - (1) The assessed value of all the real property in the Areas used as the basis for computing business assessment (known herein as "the Total Assessed Value") is
\$9,096,234
 - (2) The assessed value of the real property that is used as the basis for computing the business assessment for DMS Management Ltd. with respect to the hotel business known as "The Royal Connaught Hotel" at 82 King Street East is 592,212
This is reduced by two-thirds 394,808
to produce the Reduced Assessed Value of that business: 197,404
 - (3) The assessed value of the real property that is used as the basis for computing the business assessment of Commonwealth Hospitality Ltd with respect to the hotel business known as "The Holiday Inn" at 150 King Street East is 609,186
This is reduced by two-thirds 406,124
to produce the Reduced Assessed Value of the business: \$203,062
 - (4) "The Reduced Total Assessed Value" is \$9,096,234 - (394,808+406,124): \$8,295,302
 - (5) The Mill Rate for the Special Charge is calculated by:
 - (a) dividing the approved estimates of the Board of Management, \$90,000

(b) by the Reduced Total Assessed Value, \$8,295,302 and

(c) multiplying the result by 1,000: 10.8495

3. The portion of the Special Charge which is to be paid by the hotel business in sub-paragraph 2.(2) shall be determined by multiplying its Reduced Assessed Value by the Mill Rate.
4. The portion of the Special Charge to be paid by the hotel business in sub-paragraph 2.(3) shall be determined by multiplying its Reduced Assessed Value by the Mill Rate.
5. The portion of the Special Charge to be paid by each of the other persons in the Area assessed for business assessment shall be determined by multiplying the assessed value of the real property that is used as the basis for computing the business assessment of such person by the Mill Rate.

PASSED this 3rd day of May A.D. 1994



CITY CLERK



MAYOR

BY-LAW NO. 94 - 077

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 3RD DAY OF MAY A.D., 1994.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

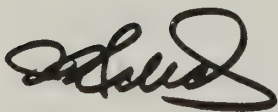
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 3rd day of May A.D. 1994



CITY CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 078

TO INCORPORATE CITY LANDS
DESIGNATED AS PARTS 5 & 6, PLAN 62R-11052,
PARTS 4 & 5, PLAN 62R-12104,
BLOCK 31, PLAN 62M-710 & BLOCK 13, PLAN 62M-751
INTO APPLEBLOSSOM DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Appleblossom Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Appleblossom Drive.

Firstly: Parts of Lot 17, Concession 7, in the geographic township of Barton, designated as Parts 5 & 6, Plan 62R-11052.

Secondly: Parts of Lot 17 and Parts of the Road Allowance between Lots 16 & 17, Concession 7, in the geographic township of Barton, designated as Parts 4 & 5, Plan 62R-12104.

Thirdly: Block 31, Plan 62M-710.

Fourthly: Block 13, Plan 62M-751.

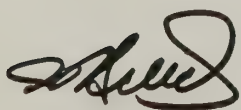
City of Hamilton

Regional Municipality of Hamilton-Wentworth

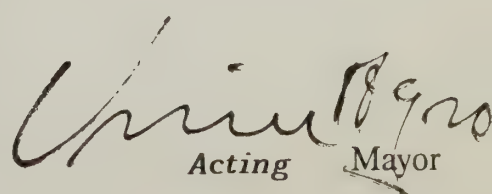
2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

3. That this By-Law shall come into force and take effect on the date of its registration and the Commissioner of Transportation/Environmental Services is hereby authorized to register this By-Law.

PASSED this 10th day of May A.D. 1994



City Clerk


Acting Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 079

TO INCORPORATE CITY LANDS
DESIGNATED AS BLOCK 32, PLAN 62M-710
INTO BRIGADOON DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Brigadoon Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Brigadoon Drive.

Block 32, Plan 62M-710

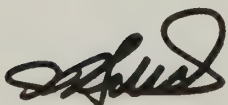
City of Hamilton

Regional Municipality of Hamilton-Wentworth

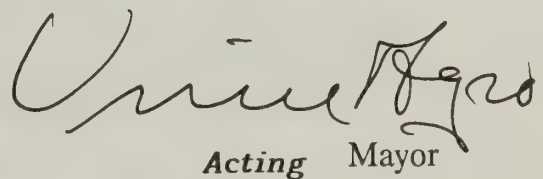
2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

3. That this By-Law shall come into force and take effect on the date of its registration and the Commissioner of Transportation/Environmental Services is hereby authorized to register this By-Law.

PASSED this 10th day of May A.D. 1994



City Clerk


Acting Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 94- 080

To Amend

By-law No. 79-292

TO CONTROL NOISE

WHEREAS By-law No. 79-323 was passed on the 30th day of October, 1979, in accordance with Section 95 of the Environmental Protection Act, 1971 (now the Environmental Protection Act, R.S.O. 1990, Chapter E.19, Section 178);

AND WHEREAS the Province of Ontario has enacted NPC-216, concerning Residential Air Condition Devices, to replace NPC-116;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. Clause 3(d) of By-law No. 79-292 is deleted and replaced by the following:

"3.(d) from any air conditioning device of a type referred to in Publication NPC-216 - Residential Air Conditioning Devices, unless,

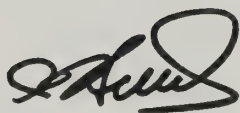
- (i) the device was put into use prior to January 1, 1979; or
- (ii) the device bears a label affixed by the manufacturer or distributor which states,
 - A. the year of manufacture, and
 - B. that the device complies with the sound emission standard set out in Publication NPC-216- Residential Air Conditioning Devices as applicable to that type of device and date of manufacture; or
- (iii) the owner, operator, manufacturer or distributor provides proof that the device complies with the sound emission standard set out in Publication NPC-216 - Residential Air Conditioning Devices, as applicable to that type of device and date of manufacture;

2. Section 26 of the said By-law is repealed and replaced by the following:

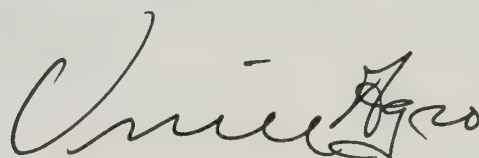
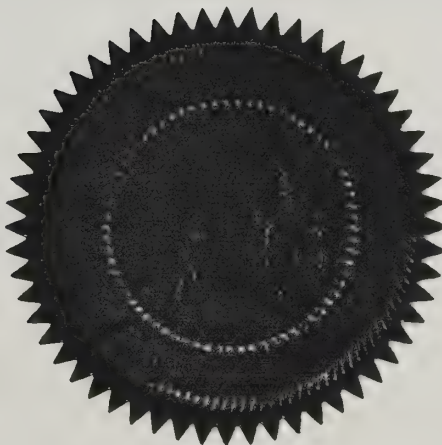
"Any person who contravenes any provision of this By-law is guilty of an offence and, upon conviction, is liable to the penalty specified by Section 60 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33.

3. This By-law comes into force upon approval by the Minister of the Environment.

PASSED this 10th day of May, 1994.



CITY CLERK



Acting MAYOR

This By-law is approved pursuant to the provisions of the Environmental Protection Act, R.S.O. 1990, Chapter E.19, as amended at Toronto this _____ day of _____, 1994.

Minister of the Environment

(1994) (report no.) R.T.E.C., (date)

BY-LAW NO. 94 - 081

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"Harold	Eastbound	Lower Horning".
---------	-----------	-----------------

2. **Schedule 29 (No Stopping Areas)** is hereby amended by deleting therefrom the following items, namely:-

"John	East	Barton to Murray	4 - 6 pm	Mon - Fri
King	North	Cline to Forsythe	4 - 6 pm	Mon - Fri".

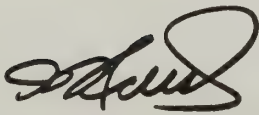
and by adding thereto the following item, namely:-

"King	North	Cline to Sterling	4 - 6 pm	Mon - Fri".
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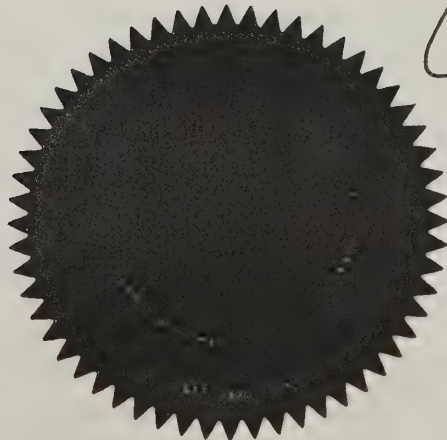
3. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by adding thereto the following item, namely:-

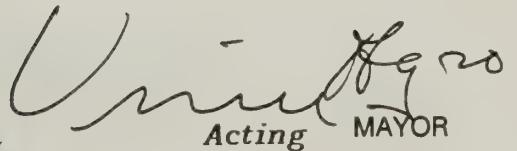
"Vickers	North	30 feet	commencing 86 feet west of	9 : 0 0 a m -
			Upper Wentworth	11:00 pm".

PASSED this 10th day of May A.D. 1994.



CITY CLERK




Acting MAYOR

BY-LAW NO. 94 - 082

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 34 (Sticker Permit Parking)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Burton	South	Cheever to a point 267 feet easterly therefrom	Anytime
Caroline	West	from a point 126 feet south of Bold to a point 18 feet southerly therefrom	Anytime
Jackson	North	from a point 201 feet east of Ferguson to a point 20 feet easterly therefrom	Anytime
Leeming	West	from a point 66 feet south of Wright to a point 18 feet southerly therefrom	Anytime
London	West	Montclair to King	Anytime
McAnulty	North	from a point 95 feet east of Benson to a point 23 feet easterly therefrom	Anytime
McAnulty	South	from a point 38 feet east of the east curb line of Benson to a point 25 feet easterly therefrom	Anytime
Paling	West	from a point 554 feet south of Barton to a point 21 feet southerly therefrom	Anytime".

and by deleting therefrom the following items, namely:-

"Foster	North	commencing 180 feet west of Ferguson to a point 25 feet westerly	Anytime
Strathearne	West	commencing at a point 183 feet south of the north end of Strathearne to a point 28 feet southerly therefrom	Anytime".

2. **Schedule 25 (Parking Time Limits)** is hereby amended by deleting therefrom the following items, namely:-

"Arthur	Both	King to Wilson	3 hr	8 am - 8 pm	Mon - Sat
Biggar	North	commencing at a point 457 feet east of Sherman to a point 293 feet west of Lottridge	3 hr	8 am - 6 pm	Mon - Sat
Carrick	East	King to 138 ft. south	1 hr	8 am - 6 pm	Mon - Sat
Carrick	West	King to 127 ft. southerly	1 hr	8 am - 6 pm	Mon - Sat
Green Meadow	Both	Queensdale to Everton	1 hr	9 am - 2 pm	Mon - Fri

Schedule 25 (Cont'd)

- 2 -

West 35th	Both	Leslie to Bendamere	1 hr	8 am - 4 pm	Mon - Fri
Burton	Both	Wentworth to Emerald	3 hr	8 am - 6 pm	Mon - Sat".

and by adding thereto the following items, namely:-

"Biggar	North	commencing at a point 457 feet east of Sherman to a point 480 feet easterly therefrom	3 hr	8 am - 6 pm	Mon - Sat
Ferguson	East	Kelly to Wilson	1 hr	8 am - 6 pm	Mon - Fri
West 3rd	Both	Richwill to South Bend	1 hr	8 am - 4 pm	Mon - Fri
West 35th	West	Leslie to Bendamere	1 hr	8 am - 4 pm	Mon - Fri
Burton	North	Cheever to Emerald	3 hr	8 am - 6 pm	Mon - Sat
Burton	South	Wentworth to 267 feet east of Cheever	3 hr	8 am - 6 pm	Mon - Sat
Burton	North	Wentworth to Emerald	3 hr	8 am - 6 pm	Mon - Sat".

3. **Schedule 26 (No Parking Areas)** is hereby amended by adding thereto the following items, namely:-

"London	East	King to Monclair		Anytime
Tisdale	East	Main to King	11:00 am - 3:00 pm	3rd Tuesday each month April to November
Vola	North & East	from 128 feet west of Upper Wellington to 108 feet northwesterly therefrom		Anytime
West 35th	East	Bendamere to Leslie	9:00 am - 5:00 pm	Mon - Fri".

and by deleting therefrom the following items, namely:-

"Ferguson	East	Kelly to Wilson	Anytime".
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4. **Schedule 27 (Alternate Side Parking)** is hereby amended by deleting therefrom the following item, namely:-

"London Street South Lawrence Road to King Street East	East	West".
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and by adding thereto the following item, namely:-

"London

Lawrence to Montclair

East

West".

PASSED this

10th

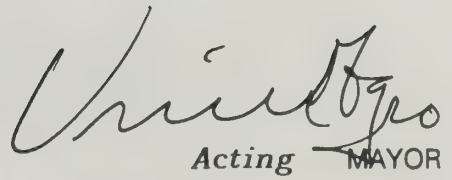
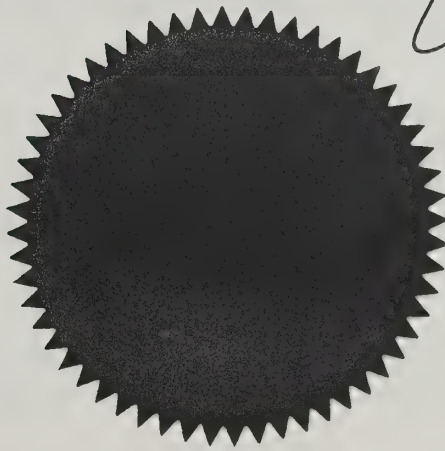
day of

May

A.D. 1994.



CITY CLERK


Acting MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94- 083

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED SOUTH OF MUD STREET
AND WEST OF UPPER MOUNT ALBION ROAD**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-79B of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "DE-3" - 'H' (Multiple Dwellings - Holding) District to "RT-20" - 'H' (Townhouse - Maisonette - Holding) District, the land comprised in Block 1;
- (b) by changing from "DE-3" - 'H' (Multiple Dwellings - Holding) District to "R-4" - 'H' (Small Lot Single-Family Detached - Holding) District, the land comprised in Block 2;
- (c) by changing from "RT-30" - 'H' (Street Townhouse - Holding) District to "R-4" - 'H' (Small Lot Single-Family Detached - Holding) District, the land comprised in Block 3; and
- (d) by changing from "RT-30" - 'H' (Street Townhouse - Holding) District to "C" - 'H' (Urban Protected Residential, etc. - Holding) District, the land comprised in Block 4,

the lands, the extent and boundaries of each of which Blocks 1, 2, 3 and 4 are shown on a plan hereto annexed as Schedule "A".

2. (a) The 'H' symbols referred to in section 1 shall be removed conditional upon, the applicant/owner has entered into a Modified Subdivision Agreement with the City/Region, and an Access Agreement with the Region, to the satisfaction of the Regional Roads Department.

(b) The 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in section 1 may at such time proceed in accordance with the "C" District, "RT-20" District and "R-4" District provisions, subject to the special requirement referred to in section 3 of this by-law.

3. The "RT-20" (Townhouse - Maisonette) District regulations as contained in Section 10 of Zoning By-law No. 6593, applicable to the land in Block 1, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

- (a) notwithstanding Section 10(2)(a) of By-law No. 6593, Street Townhouse Dwellings shall not be permitted.

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirement referred to in section 3.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1328.

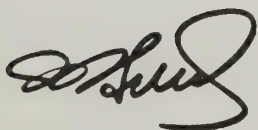
6. Sheet No. E-79B of the District Maps is amended by marking the lands referred to in section 1(a) of this by-law, S-1328.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

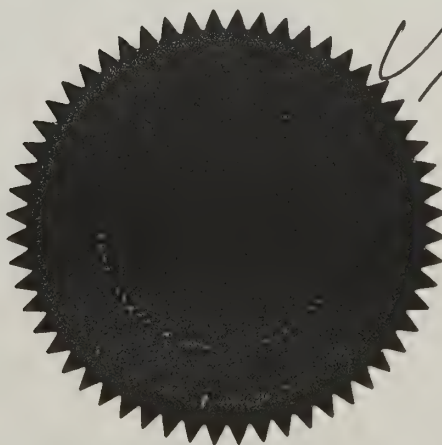
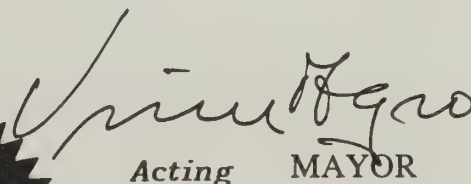
PASSED this 10th day of

May

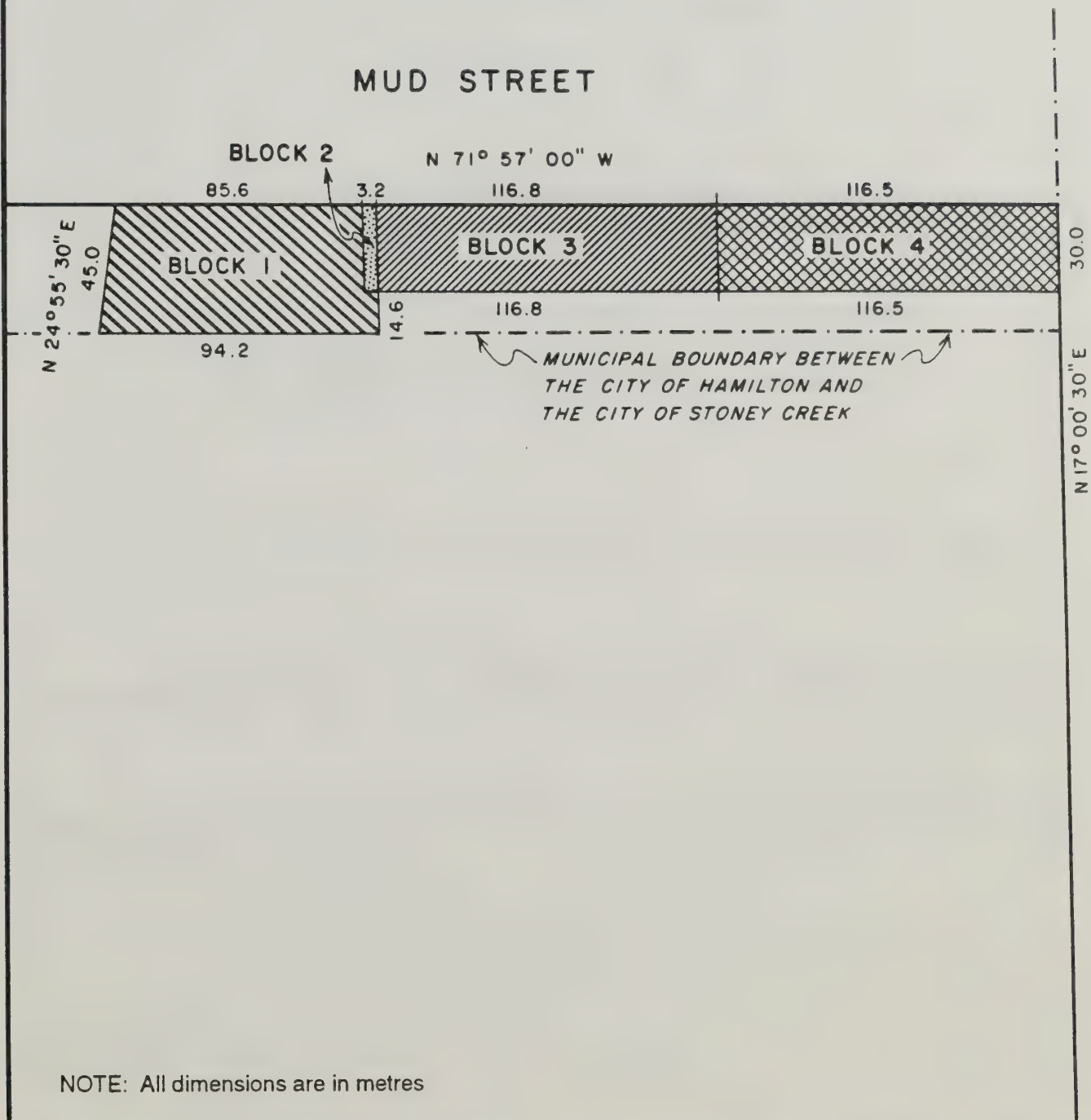
A.D. 1994.



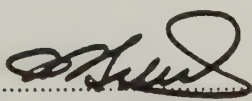
CITY CLERK

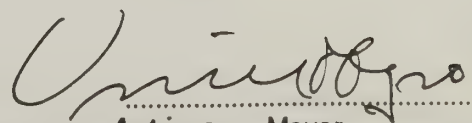



Acting MAYOR



This is Schedule "A" to By-Law No. 94-083....
Passed the10th day ofMay....., 1994.


Clerk


Acting Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 94-083..
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:

- BLK. 1  "DE-3"- 'H' (Multiple Dwellings - Holding) District to
"RT-20"- 'H' (Townhouse - Maisonette - Holding) District.
- BLK. 2  "DE-3"- 'H' (Multiple Dwellings - Holding) District to
"R-4"- 'H' (Small Lot Single-Family Detached - Holding) District.
- BLK. 3  "RT-30"- 'H' (Street Townhouse - Holding) District to
"R-4"- 'H' (Small Lot Single-Family Detached - Holding) District.
- BLK. 4  "RT-30"- 'H' (Street Townhouse - Holding) District to
"C"- 'H' (Urban Protected Residential, etc. - Holding) District.

North



Scale
Not to Scale

Date
MAY 1994

Reference File No.
ZAC-93-40

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 94- 084

To Adopt:

Official Plan Amendment No. 125

Respecting:

**LANDS LOCATED WEST OF PRITCHARD ROAD BETWEEN
STONE CHURCH ROAD EAST AND RYMAL ROAD EAST
WITHIN THE HANNON NORTH NEIGHBOURHOOD**

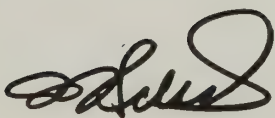
The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 125 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

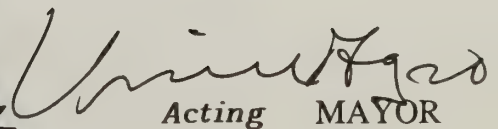
PASSED this 10th day of

May

A.D. 1994



CITY CLERK


Acting MAYOR

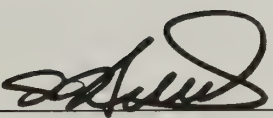
- 2) Schedule "B-3" - Other Special Policy Areas be revised by adding the subject lands to Special Policy Area 11a, as shown on the attached Schedule "B-3" of this Amendment; and,
- 3) Schedule "C" - Hazard Lands be revised by removing the subject lands from the "Hazard Lands" designation, as shown on the attached Schedule "C" of this Amendment.

Implementation:

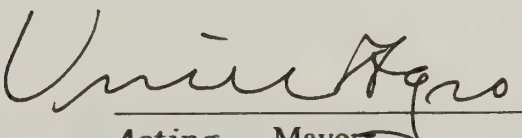
A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 94- 084 , passed on the *10th* day of *May* , 1994.

**The Corporation of the
City of Hamilton**



City Clerk



Acting Mayor



Amendment No. 125
to the
City of Hamilton Official Plan

The following text, together with Schedule "A", "B-3" and "C", attached hereto, constitutes Official Plan Amendment No. 125.

Purpose:

This Amendment will redesignate the subject lands from "Open Space" to "Industrial", place the subject lands in Special Policy Area 11a and remove the "Hazard Lands" designation to permit prestige industrial development.

Location:

The lands affected by this Amendment are situated west of Pritchard Road between Stone Church Road East and Rymal Road East, within the Hannon North Neighbourhood.

Basis:

The basis for permitting prestige industrial development on the subject lands are as follows:

- 1) the proposed prestige industrial uses are consistent with land uses to the east and south;
- 2) the lands were deemed surplus to the open space system established by the Hamilton Region Conservation Authority; and,
- 3) the lands are to be developed in conjunction with the adjoining lands which are designated and zoned for prestige industrial uses.

Actual Changes:

- 1) Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the subject lands from "Open Space" to "Industrial", as shown on the attached Schedule "A" of this Amendment;

The Corporation of the City of Hamilton

BY-LAW NO. 94- 085

To Appoint:

AN ACTING TREASURER

WHEREAS Subsection 77(3) of the Municipal Act, R.S.O. 1990, Chapter M.45 provides as follows:

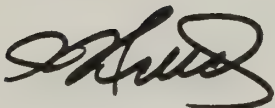
"77(3) When the office of Treasurer is vacant or the Treasurer is unable to carry on his or her duties through illness or otherwise, the Council may appoint a temporary Acting Treasurer who shall have all the powers and duties of the Treasurer under this and every other Act.";

AND WHEREAS it is intended to provide for the continuance of the normal operations of the Treasury Department and duties of the Treasurer during the absence of the Treasurer through illness or otherwise, including vacation;

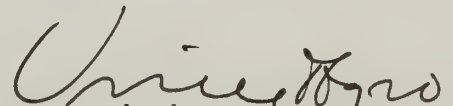
NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. Either Terrance W. Daw or Nikhil R. Adhya is appointed Acting Treasurer and shall assume the duties and responsibilities during the absence of the Treasurer through illness or otherwise, including vacation.
2. By-law No. 84-108 is hereby repealed.

PASSED this *10th* day of *May* , 1994.



CITY CLERK


Acting MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94- 086

To Appoint:

A COLLECTOR

WHEREAS Subsection 85(1) of the Municipal Act, R.S.O. 1990, Chapter M.45 provides as follows:

"85(1) The council of every municipality shall appoint as many collectors for the municipality as it considers necessary.";

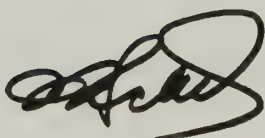
AND WHEREAS, at present, only the Treasurer, by virtue of his office, is an appointed Tax Collector;

AND WHEREAS it is intended to appoint more than one tax collector for the purpose of being available for administrative duties of this function;

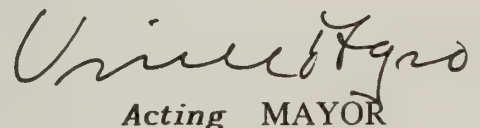
NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. Allan C. Ross, City Treasurer, is hereby appointed and continues as a Collector for The Corporation of the City of Hamilton.
2. Terry Daw, Manager of Revenues, is hereby appointed a Collector for The Corporation of the City of Hamilton.

PASSED this *10th* day of *May* , 1994.



CITY CLERK


Acting MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94 -087

Respecting:

DOWNTOWN HAMILTON BUSINESS IMPROVEMENT AREA

To levy the Special Charges for 1994 for the Improvement Area in the Area between King William Street, Mary Street, Main Street East and James Street, designated by By-Law 82-151

WHEREAS, pursuant to Section 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, the Board of Management for the Improvement Area has submitted Estimates for the year 1994:

AND WHEREAS, a Special Charge is to be levied to raise the sum equal to the total of the Estimates.

AND WHEREAS, Section 15 of the Third Report of the Planning and Development passed by City Council on the 22nd day of February, 1994 approved the 1994 operating budget of the Downtown Hamilton Business Improvement Area in the amount of \$120,000.

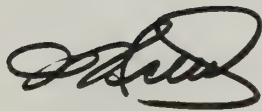
AND WHEREAS, By-law 94-076 passed on the 3rd day of May, 1994, incorrectly set the operating budget at \$90,000.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Estimates of the Board of Management for the Improvement Area in the area between King William Street, Mary Street, Main Street East and James Street for 1994 in the amount of \$120,000.00 are hereby approved.
2. In order to raise the said \$120,000.00 there is hereby levied a mill rate of 10.8495 as a Special Charge on the persons in the area assessed for business assessment, in accordance with By-law 82-152, as follows:
 - (1) The assessed value of all the real property in the Areas used as the basis for computing business assessment (known herein as "the Total Assessed Value") is
\$9,096,234
 - (2) The assessed value of the real property that is used as the basis for computing the business assessment for DMS Management Ltd. with respect to the hotel business known as "The Royal Connaught Hotel" at 82 King Street East is 592,212
This is reduced by two-thirds 394,808
to produce the Reduced Assessed Value of that business: 197,404
=====
 - (3) The assessed value of the real property that is used as the basis for computing the business assessment of Commonwealth Hospitality Ltd with respect to the hotel business known as "The Holiday Inn" at 150 King Street East is 609,186
This is reduced by two-thirds 406,124
to produce the Reduced Assessed Value of the business: \$203,062
=====
 - (4) "The Reduced Total Assessed Value" is
\$9,096,234 - (394,808+406,124): \$8,295,302

- (5) The Mill Rate for the Special Charge is calculated by:
- (a) dividing the approved estimates of the Board of Management, \$120,000
 - (b) by the Reduced Total Assessed Value, \$8,295,302 and
 - (c) multiplying the result by 1,000: 14.4660
3. The portion of the Special Charge which is to be paid by the hotel business in sub-paragraph 2.(2) shall be determined by multiplying its Reduced Assessed Value by the Mill Rate.
4. The portion of the Special Charge to be paid by the hotel business in sub-paragraph 2.(3) shall be determined by multiplying its Reduced Assessed Value by the Mill Rate.
5. The portion of the Special Charge to be paid by each of the other persons in the Area assessed for business assessment shall be determined by multiplying the assessed value of the real property that is used as the basis for computing the business assessment of such person by the Mill Rate.
6. By-law 94-076, enacted on the 3rd day of May, 1994, is hereby repealed.

PASSED this 10th day of May A.D. 1994



CITY CLERK



Acting MAYOR



BY-LAW NO. 94 - 088

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 10TH DAY OF MAY A.D., 1994.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

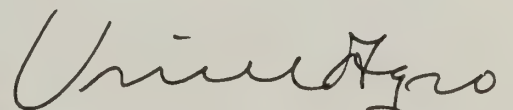
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 10th day of May A.D. 1994



CITY CLERK



Acting MAYOR

URBAN M. 1994
MAY 1 1994
GOVERNMENT DOCUMENTS

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 089

To Amend By-law 93-225, regarding:

1. The construction of local improvements of a concrete alley first north of BARTON STREET EAST from Tragina Avenue North to Weir Street North (east west portion only), as described below;
2. The special assessment to pay a portion of the cost upon petition made under Section 11 of The Local Improvement Act;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Commissioner of Transportation/Environmental Services.

WHEREAS By-law 93-225 was passed on the 9th day of November, 1993 to authorize the construction as local improvements the works hereinafter described pursuant to a petition received;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 35 of the 8th Report of the Transport & Environment Committee and Item 1 of the 8th Report of the Finance & Administration Committee on May 10, 1994 to authorize an increase in the City's share of the works;

AND WHEREAS Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

AND WHEREAS the City Treasurer has confirmed that the financial commitments, liabilities and debts of the project listed herein together with the City of Hamilton's other financial obligations and debts do not exceed the City's debt and financial obligation limit prescribed by Ontario Regulation 710/92 (in force as of January 1, 1993) and that the approval of the Ontario Municipal Board with respect to the project listed herein is therefore not required;

AND WHEREAS the Council of The Corporation of the City of Hamilton intends to raise the Corporation's portion of the cost of the works out of its current revenues and to raise the abutting owners' portion of the costs by borrowing the required funds through the Region's issuance of debentures until said abutting owners' portion of the cost is paid by the special assessment.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 1 of By-law 93-225 is deleted and replaced with the following:

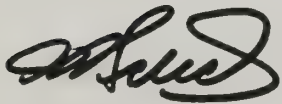
The construction of the works more particularly described below may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$40,400.00.

The construction of a concrete alley first north of BARTON STREET EAST from Tragina Avenue North to Weir Street North (east west portion only) at the cost not exceeding those set out below:

City's Share	\$35,175.00
Owners' Share	<u>5,225.00</u>
Total Estimated cost	<u>\$40,400.00</u>
Estimated Cost per metre frontage	\$ 95.00
Fifteen (15) annual instalments	

2. By-law 93-225, as amended herein, is hereby confirmed.

PASSED this 31st day of May 1994.



CITY CLERK



MAYOR

(1994) 8 R.T.E.C. 35, May 10
(1994) 8 R.F.A.C. 1, May 10

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 090

To Amend By-law 94-025, regarding:

1. The construction as a local improvement a concrete alley between FAIRFIELD AVENUE NORTH and Paling Avenue from Britannia Avenue to north limit of 226 Fairfield Avenue North and 255 Paling Avenue, (as described below) upon the petition of the abutting owners pursuant to section 11 of the Local Improvement Act;
2. The imposition of a special assessment upon the lands of the abutting owners in respect of the abutting owners' portion of the cost of the works;
3. The preparation of plans, specifications and reports and the supervision of construction of the said works by the Commissioner of Transportation/Environmental Services.

WHEREAS By-law 94-025 was passed on the 22nd day of February, 1994 to authorize the construction as local improvements the works hereinafter described pursuant to a petition received;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 35 of the 8th Report of the Transport & Environment Committee and Item 1 of the 8th Report of the Finance & Administration Committee on May 10, 1994 to authorize an increase in the City's share of the works;

AND WHEREAS Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

AND WHEREAS the City Treasurer has confirmed that the financial commitments, liabilities and debts of the project listed herein together with the City of Hamilton's other financial obligations and debts do not exceed the City's debt and financial obligation limit prescribed by Ontario Regulation 710/92 (in force as of January 1, 1993) and that the approval of the Ontario Municipal Board with respect to the project listed herein is therefore not required;

AND WHEREAS the Council of The Corporation of the City of Hamilton intends to raise the Corporation's portion of the cost of the works out of its current revenues and to raise the abutting owners' portion of the costs by borrowing the required funds through the Region's issuance of debentures until said abutting owners' portion of the cost is paid by the special assessment;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 1 of By-law 94-025 is deleted and replaced with the following:

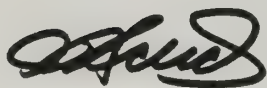
The construction of the following described works may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$45,000.00.

The construction of a concrete alley between FAIRFIELD AVENUE NORTH and Paling Avenue from Britannia Avenue to north limit of 226 Fairfield Avenue North and 255 Paling Avenue at the cost not exceeding those set out below:

City's portion of the cost	\$33,924.00
Owners' portion of the cost	<u>11,076.00</u>
Total Estimated cost of the works	<u>\$45,000.00</u>
Estimated cost per metre frontage payable by the abutting owners in Fifteen (15) annual instalments	\$ 95.00

2. By-law 94-025, as amended herein, is hereby confirmed.

PASSED this 31st day of May, 1994.



CITY CLERK



MAYOR

(1994) 8 R.T.E.C. 35, May 10
(1994) 8 R.F.A.C. 1, May 10

The Corporation of the City of Hamilton

BY-LAW NO. 94- 091

**To Remove
Block 30 of Registered Plan Number 62M-750
from Part Lot Control**

WHEREAS subsection 5 of section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of section 50 of the Planning Act, states, in part, as follows:

- (7) Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part of parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land, . . .;

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton-Wentworth pursuant to section 4 of the Planning Act by Ontario Regulation 476/83;

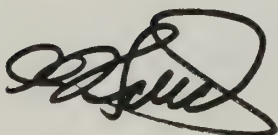
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 50 of the Planning Act, shall not apply to the following lands:

Block 30 of Registered Plan Number 62M-750, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth.
2. (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton-Wentworth.

(b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.

PASSED *31st* this day of *May* A.D. 1994.



CITY CLERK



MAYOR

This Bylaw is approved pursuant to section 50(7), the Planning Act and section 4, Bylaw R89-171 of The Regional Municipality of Hamilton-Wentworth, this day of 1994.

Commissioner of Planning and Development of
The Regional Municipality of Hamilton-Wentworth

The Corporation of the City of Hamilton

BY-LAW NO. 94- 092

To Repeal By-law No. 92-242 and By-law No. 92-235

Respecting:

**LAND LOCATED AT THE SOUTH-EAST CORNER OF
STONE CHURCH ROAD EAST AND UPPER WENTWORTH STREET**

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 92-242 on the 29th day of September 1992 to change the zoning and to establish special requirements under Section 19B of Zoning By-law No. 6593, for the "G-4" District, in respect of the above-captioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS The Corporation of the City of Hamilton passed By-law No. 92-235 on the 29th day of September 1992 to adopt Official Plan Amendment No. 116;

AND WHEREAS the Ontario Municipal Board by its Disposition and Order (Files No. R 920560 and O 930083), dated the 21st day of February 1994, directed that By-law No. 92-242 and By-law No. 92-235 be repealed.

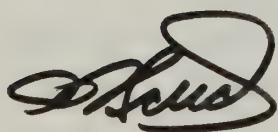
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 92-242 and By-law No. 92-235 and are hereby repealed in their entirety.

PASSED this 31st day of

May

A.D. 1994



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94- 093

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED WEST OF PRITCHARD ROAD BETWEEN STONE CHURCH
ROAD EAST AND RYMAL ROAD EAST**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 125, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by the Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17, and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-69D of the District Maps, appended to and forming part of By-law No. 6593, is amended,
 - (a) by changing from "AA" (Agricultural) District, to "M-13" (Prestige Industrial) District (Block "1"); and,
 - (b) by changing from "A" (Conservation, Open Space, Park and Recreation) District, to "M-13" (Prestige Industrial) District (Block "2").

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

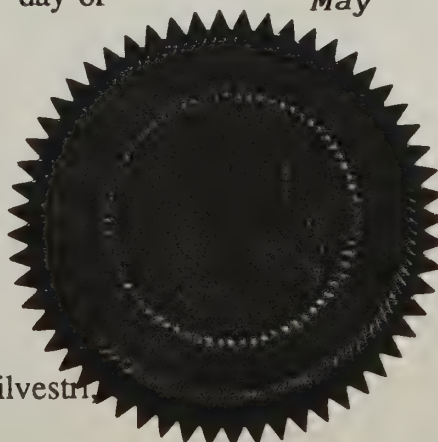
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 31st day of May

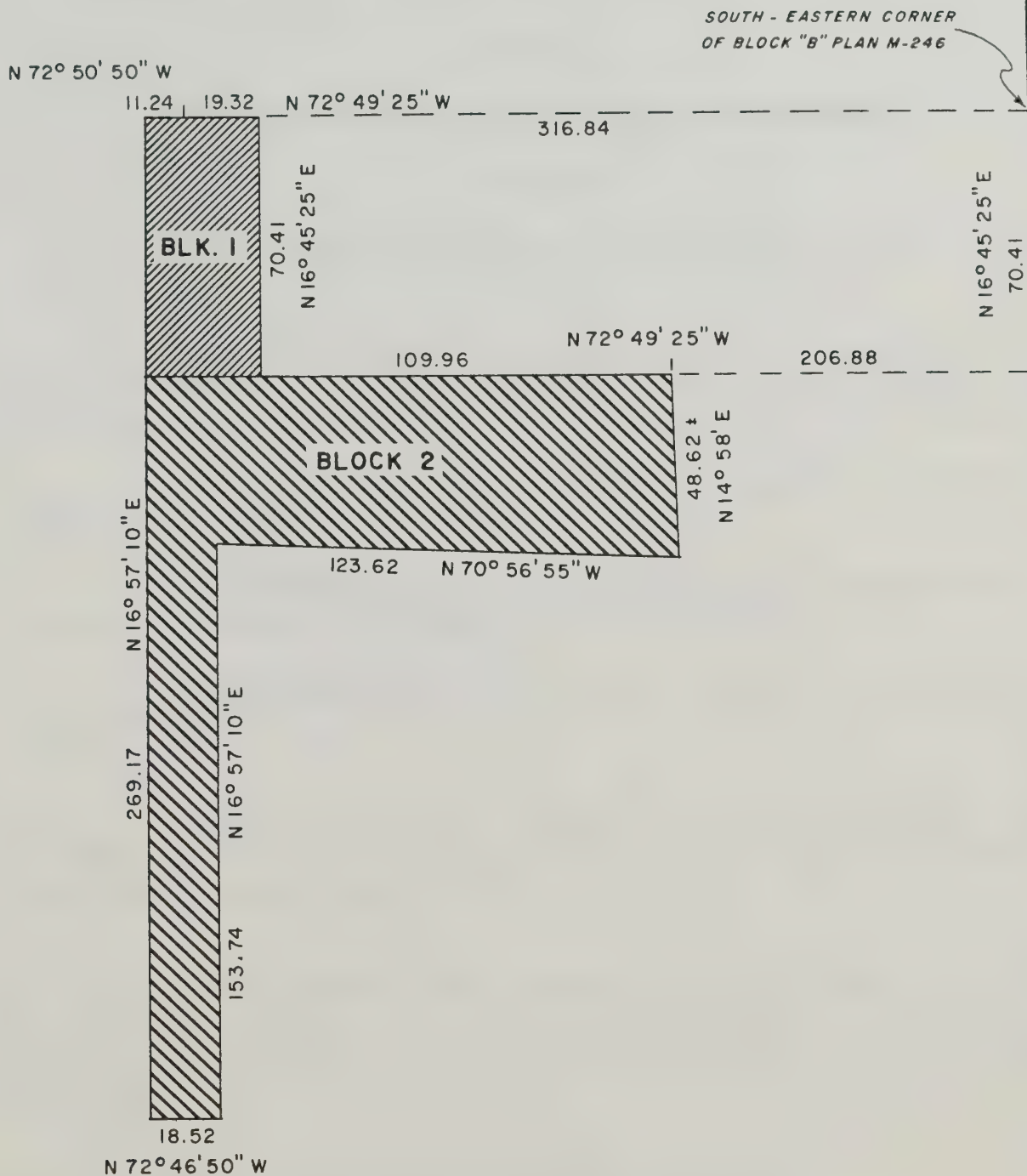
A.D. 1994



CITY CLERK



MAYOR



NOTE: All dimensions are in meters

This is Schedule "A" to By-Law No. 94-..093..
Passed the ..31st.. day ofMay....., 1994.

[Signature]
Clerk

[Signature]
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 94-..093..
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"AA" (Agricultural) District to
"M-13" (Prestige Industrial) District.



"A" (Conservation, Open Space, Park and
Recreation) District to "M-13" (Prestige
Industrial) District.

North



Scale
Not to Scale

Date
APRIL 1994

Reference File No.
ZAC-93-44

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 94- 094

To Designate:

GARTSHORE-THOMSON BUILDING, PIER 4 PARK

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18;

AND WHEREAS no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(6)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Pier 4 Park and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.
2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.
3. The City Clerk is hereby authorized and directed,
 - (i) to cause a copy of this by-law, together with reasons for the designation, to be served on The Ontario Heritage Foundation by personal service or by registered mail;
 - (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this *31st* day of *May* A.D. 1994



CITY CLERK




MAYOR

Schedule "A"

To

By-law No. 94-094

Gartshore-Thomson Building, Pier 4 Park

Part of Lots 1 and 2, Block 39, Registered Plan 127, and part of the lands formerly under water in front of Block 39, Registered Plan 127, designated as Part 2, on Plan 62R-12991.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Schedule "B"

to

By-law No. 94- 094

Gartshore-Thomson Building

Pier 4 Park, Hamilton

Context

Donated to the City by the Fracassi family and moved to its present location in 1992, the Gartshore-Thomson building is now a focal point of the new Pier 4 Park at the foot of Bay Street North, just west of the Royal Hamilton Yacht Club. This one-storey late Victorian brick building presently serves as a multi-purpose waterfront park facility. Occupying a prominent hillside site, it commands a panoramic view of Hamilton Harbour; and fitting comfortably into its new park setting, the Gartshore-Thomson building also relates well to the 19th century residential streetscape above to the south, dominated by the 1869 Sail Loft.

Built around the turn-of-the-century as offices for the *Gartshore-Thomson Pipe and Foundry Co. Ltd.*, the building originally stood at the south-west corner of the company property, diagonally facing the intersection of Stuart and Caroline Street.

History

In the early part of this century, the Gartshore-Thomson Pipe and Foundry Co. was not only one of Hamilton's leading industries; it was also the largest pipe manufacturer in the country, recognized nationwide for its high-quality cast-iron water and gas pipes. Established in 1870 by Alexander Gartshore (whose father established the Gartshore Foundry in Dundas, which manufactured the machinery for the 1860 Pumphouse) and Thomas Cowie as the *Canada Iron Foundry and Pipe Works*, the firm first manufactured cast-iron pipes and general iron castings. Incorporated in 1896 as the *Gartshore-Thomson Pipe and Foundry Company Ltd.*, the firm was by then specializing in the manufacture of pipe for water mains and gas distribution, and was soon supplying the country's major waterworks systems with water mains and other castings. In 1933, it was claimed to be the only manufacturer of "Sand-Spun" cast-iron pipe, a technically superior pipe formed centrifugally in sand-lined moulds.

Bought out in the 1940s by *Canada Iron Foundries Ltd.* (later *Cannron Ltd.*) and operated as a foundry until the mid-1980s, the property was last owned by *Philip Environmental Inc.*, which used the small corner building as an engineering office.

Architecture

This modest brick structure is representative of a building type associated with late 19th century industry - the small, separate office building modelled on a house form -- and is one of few surviving examples of its type in Hamilton. The residential scale and character of the Gartshore-Thomson building derives from its prototype: the one-storey hip-roofed Ontario cottage; while the detailing is predominantly Classical Revival (e.g. the simulated corner quoins, pedimented gable, bracketed eaves underscored by a continuous dentil course, and the carved keystone and egg-and-dart pilaster mouldings). The tall, round-arched doorway features a semi-circular brick and stone arch sprung from brick pilasters, a solid panelled wood door with sidelights and a segmental transom; above is a distinctive arched wood panel carved with a

brick pilasters, a solid panelled wood door with sidelights and a segmental transom; above is a distinctive arched wood panel carved with a maple leaf pattern. The new set of wide curved stairs rising from the pedestrian walkway to a generous landing in front of the main entrance complements the symmetry and detailing of the facade.

The original character of the interior has been well preserved in the central space and adjacent offices on the west side of the building. The central room displays a decorative beamed wood ceiling, with panels of diagonal tongue-and-groove boards, moulded beams and cove, and a dentil course below the frieze.

Designated Features

Important to the preservation of the Gartshore-Thomson building are

- the original features of all four facades, including the brick masonry, brick arches, stone lintels, decorative wood and stone elements, panelled wood doors and large single-pane sash windows, but excluding the new doorway on the east facade and the painted steel roofing;
- and the original interior features of the central room and two offices, including the doorways (with moulded wood frames, panelled and glazed wood doors, and transom lights), wood wainscoting and beamed ceiling, as well as all original window mouldings.

The Corporation of the City of Hamilton

BY-LAW NO. 94- 095

To Authorize

1994 DEBENTURE PROJECTS AND AMOUNTS

WHEREAS Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

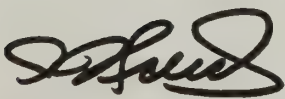
AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 1 of the Fourth Report of the Committee of the Whole on March 29, 1994 authorized the projects appearing in Schedule "A" to this By-law;

AND WHEREAS the financial commitments, liabilities and debt charges of the projects listed in Schedule "A" and The Corporation of the City of Hamilton's other debts and debt charges will not exceed the City's debt limit as specified by the Municipal Act and Regulation 710/92;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. The projects listed in Schedule "A" attach to and form part of this By-law and are hereby approved.
2. The City Treasurer is authorized to arrange the issuance of the necessary debentures to a maximum of \$15,116,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth and chargeable to the City.
3. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to this By-law.

PASSED this 31st day of May , 1994.



City Clerk



Mayor

SCHEDULE "A" TO BY-LAW 94- 095

<u>Project</u>	<u>Gross Cost</u>	<u>Receipts & Subsidies</u>	<u>Debenture Amount</u>	<u>Term of Debenture</u>
1) Major Maintenance to Civic Buildings	\$ 400,000	\$ --	\$ 400,000	20 years
2) Farmer's Market - Replacement of Roof	134,000	--	134,000	20 years
3) Scott Park Arena Replacement of Roof	150,000	--	150,000	20 years
4) Westmount & Mountain Arena - Boiler Replacement	154,000	--	154,000	20 years
5) Copps Coliseum - Steam to Hot Water Conversion	205,000	--	205,000	20 years
6) Mountain Composite - Roof Replacement	65,000	--	65,000	20 years
7) MacNab Recreation Centre - Building Envelope Repairs	250,000	--	250,000	20 years
8) Barrier Free Design Access - Recreation Buildings	394,000	--	394,000	20 years
9) Rehabilitation of the Parkdale Avenue South Bridge	397,000	99,000	298,000	20 years
10) Roadways & Sidewalks Reconstruction Program - Local Roads	7,015,000	1,754,000	5,261,000	20 years
11) Queen Street Steps - Construction	540,000	--	540,000	20 years
12) Riverdale Recreation Centre - Design Etc.	500,000	--	500,000	20 years
Dundurn Castle Restoration S. & W. Facades - Dovecote & Stables	2,726,000	1,000,000	1,726,000	20 years
14) Parkdale Arena	1,739,000	--	1,739,000	20 years
15) Inch Park Arena	1,739,000	--	1,739,000	20 years
16) Change Area/Basket Room Conversion to Locker Room	550,000	--	550,000	20 years
17) Chedoke Mountain Steps	378,000	--	378,000	20 years
18) Lighting Safety Improvements	233,000	--	233,000	20 years
19) Crown Point East/McAnulty - Phase I	<u>532,000</u>	<u>132,000</u>	<u>400,000</u>	<u>20 years</u>
TOTALS	<u>\$18,101,000</u>	<u>\$2,985,000</u>	<u>\$15,116,000</u>	

BY-LAW NO. 94 - 096

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 31ST DAY OF MAY A.D., 1994.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 31st day of May A.D. 1994



CITY CLERK



MAYOR

BY-LAW NO. 94 - 097

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"Duke

Westbound

Caroline".

PASSED this

7th

day of

June

A.D. 1994.

Lucas

CITY CLERK

[Handwritten signature]

MAYOR



BY-LAW NO. 94 -098

**TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF
THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 7TH DAY OF JUNE
A.D., 1994.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

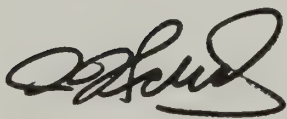
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 7TH day of June A.D. 1994



CITY CLERK



MAYOR



BY-LAW NO. 94 - 099

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 21ST DAY OF JUNE A.D., 1994.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

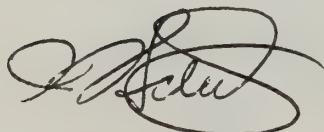
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

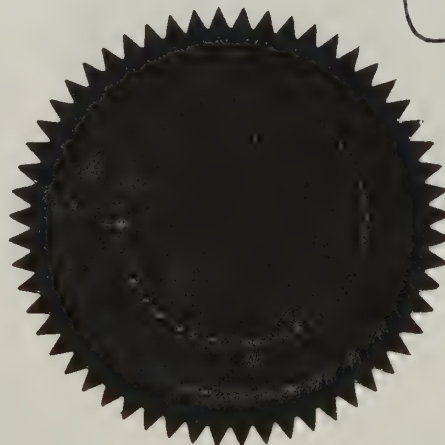
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

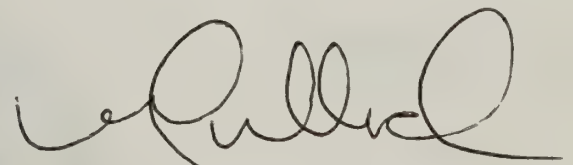
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 21 day of June A.D. 1994


CITY CLERK




Acting MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 100

**TO INCORPORATE PART 1, PLAN 62R-12593
INTO LIMERIDGE ROAD**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Limeridge Road by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Limeridge Road.

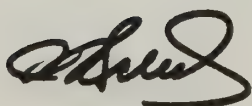
Part of Lot 11, Concession 7, formerly in the township of Barton, designated as Part 1, on Plan 62R-12593.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

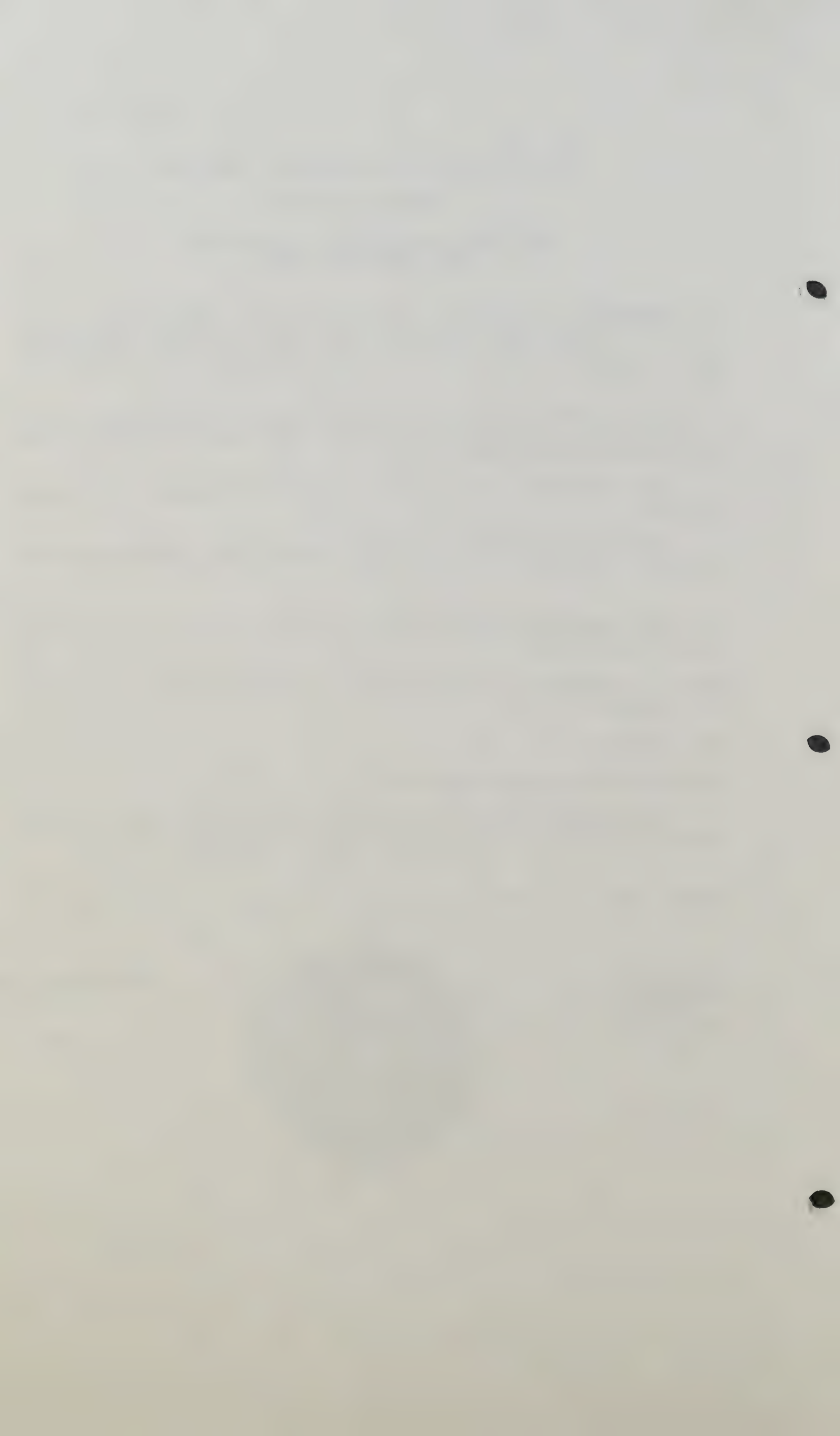
PASSED this 28th day of June A.D. 1994



City Clerk



Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 101

TO INCORPORATE PART 17, PLAN 62R-11096
INTO ACADIA DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Acadia Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Acadia Drive.

Part of Lot 9, Concession 8, formerly in the township of Barton, designated as Part 17, on Plan 62R-11096.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 28th day of June A.D. 1994



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 102

TO INCORPORATE PART 6, PLAN 62R-11281
INTO ACADIA DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Acadia Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Acadia Drive.

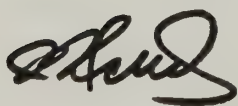
Part of Lot 2, Registered Plan 909, designated as Part 6, on Plan 62R-11281.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 28th day of June A.D. 1994



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 103

TO INCORPORATE PART 10, PLAN 62R-10568
INTO BUTLER DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Butler Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Butler Drive.

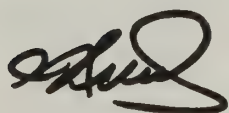
Part of Lot 2, Registered Plan No. 909, designated as Part 7, Plan 62R-11281, and Part of Holland Avenue, Registered Plan No. 909, (Now Closed), designated as Part 10, on Plan 62R-10568.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 28th day of June A.D. 1994



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 104

**TO INCORPORATE PARTS 20 & 25, PLAN 62R-12134
INTO HARBOUR FRONT DRIVE**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Harbour Front Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Harbour Front Drive.

Part of Water Lot in front of Block 34, Registered Plan No. 127, formerly in the township of Barton, designated as Parts 20 & 25, on Plan 62R-12134.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this *28th* day of *June* A.D. 1994



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 105

**TO ALTER DUNDURN STREET SOUTH BY INSTALLING A
TEMPORARY CURB STONE ISLAND WITHIN
A PORTION OF THE STREET**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, and amendments thereto, to establish and layout, widen, alter, divert, stop-up, lease, close or sell any highway or part of a highway;

AND WHEREAS this portion of highway known as Dundurn Street South is a local road under the jurisdiction of The Corporation of the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 42 of the 8th Report of the Transport and Environment Committee on May 10, 1994, authorized that steps be taken in accordance with the Municipal Act to advertise Notice of the City's intention to alter Dundurn Street South as hereinafter described;

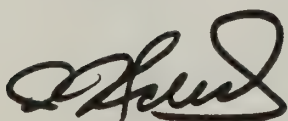
AND WHEREAS Notice of the City's intention to pass this By-law to authorize the said alteration has been published as required by Section 300 of the Municipal Act for four (4) consecutive weeks in The Spectator, a newspaper having general circulation in the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard no matter whether in objection to or in support of this By-law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the alterations be approved and carried out to a portion of Dundurn Street South for the purpose of installing a temporary curb stone island within the travelled portion of the highway, as illustrated in Schedule "A" attached hereto.
2. That the Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the said works.

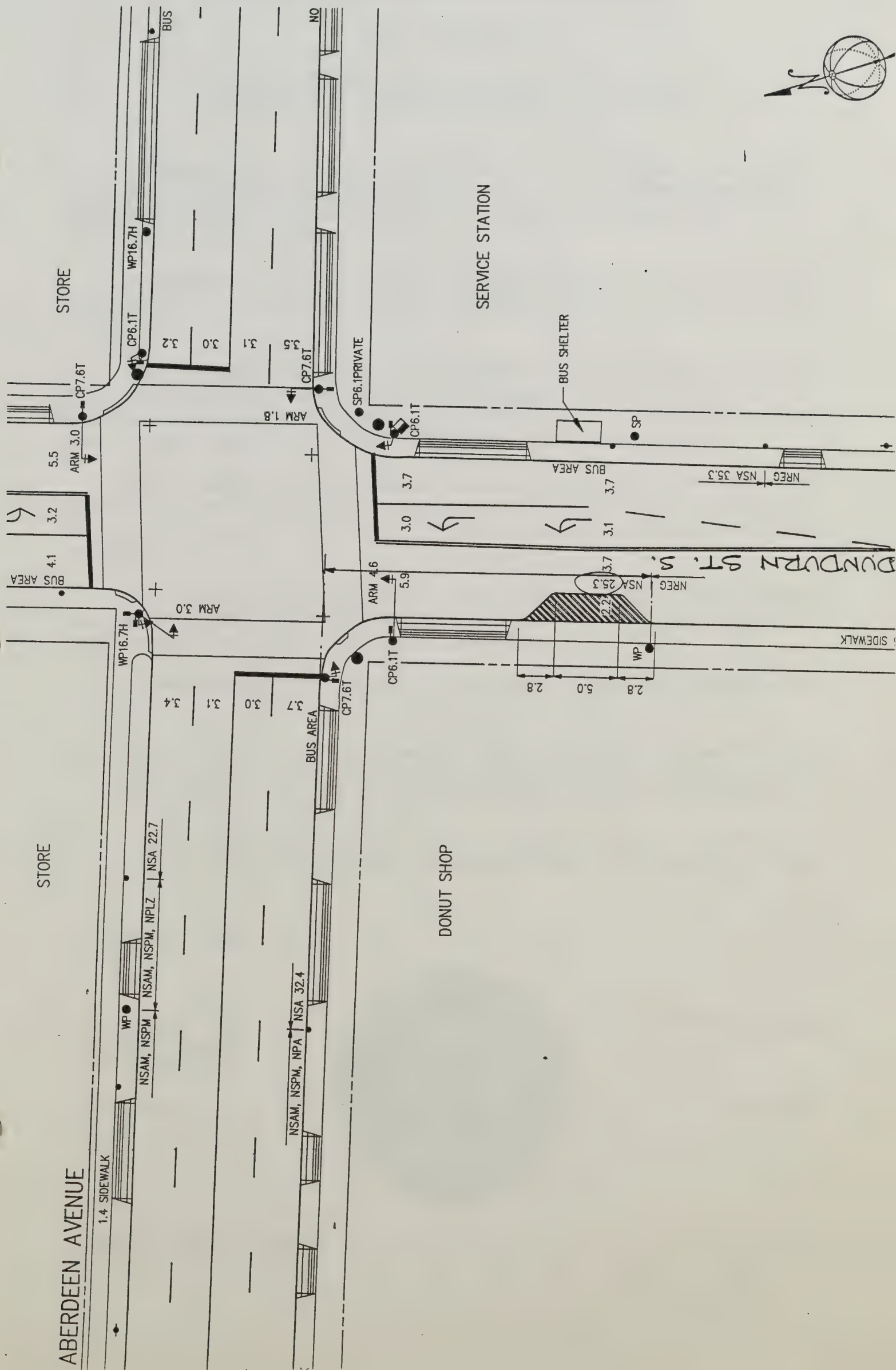
PASSED this *28th* day of *June*, 1994.



CITY CLERK



MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 106

TO ALTER THAT PORTION OF DANA DRIVE AND
NORRIE AVENUE WHERE THE TWO STREETS MEET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, and amendments thereto, to establish and layout, widen, alter, divert, stop-up, lease, close or sell any highway or part of a highway;

AND WHEREAS the portions of the hereinafter referred to highways known as Dana Drive and Norrie Avenue are local roads under the jurisdiction of The Corporation of the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 29 of the 8th Report of the Transport and Environment Committee on May 10, 1994, authorized that steps be taken in accordance with the Municipal Act to advertise Notice of the City's intention to alter Dana Drive and Norrie Avenue as hereinafter described;

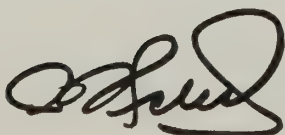
AND WHEREAS Notice of the City's intention to pass this By-law to authorize the said alteration has been published as required by Section 300 of the Municipal Act for four (4) consecutive weeks in The Spectator, a newspaper having general circulation in the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard no matter whether in objection to or in support of this By-law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the alterations be approved and carried out to those portions of Dana Drive and Norrie Avenue, at the corner where the two streets meet, for the purpose of widening the travelled portion of the said streets, as illustrated in Schedule "A" attached hereto.
2. That the Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the said works.

PASSED this 28th day of June, 1994.

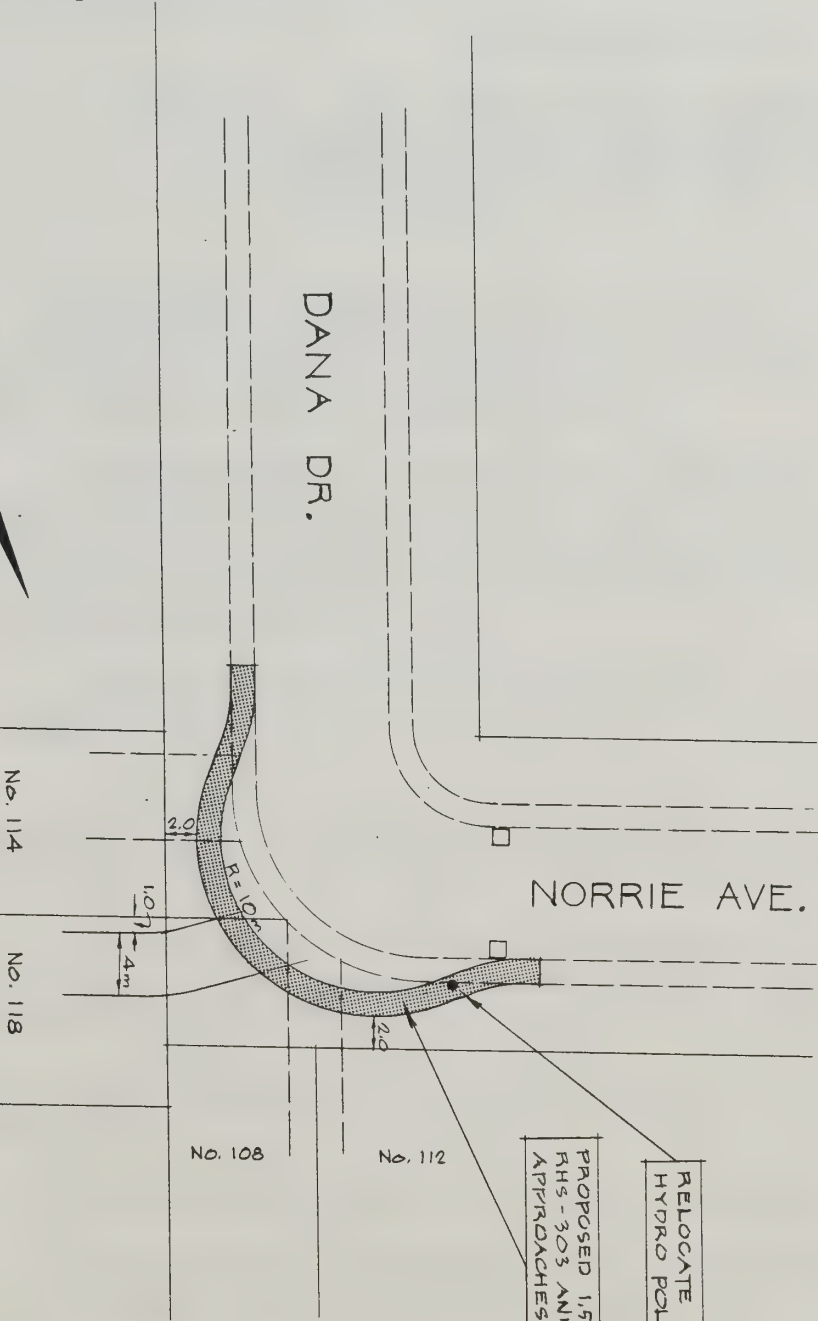


CITY CLERK



MAYOR

Schedule "A" to By-law 94-106



SCALE	1:500
BY :	S.P.O.
DATE :	JUNE 22/54
PLAN NO.	B-2 (REV)

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94-107

**TO STOP-UP, CLOSE, RETAIN AND AUTHORIZE THE SALE OF
PART OF UPPER KENILWORTH AVENUE
AS ESTABLISHED BY BY-LAW NO. 93-222**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, and amendments thereto, to establish and layout, widen, alter, divert, stop-up, lease, close, sell or retain any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 32 of the 1st Report of the Transport and Environment Committee on 1994 January 25, authorized the City to stop-up, close, retain and sell part of Upper Kenilworth Avenue, as established by By-Law 93-222, being more particularly described as Parts 1, 13 to 31, on Plan 62R-12931;

AND WHEREAS The Corporation of the City of Hamilton is the owner of the above described lands;

AND WHEREAS Notice of the City's intention to pass this By-Law has been published as required by Section 300 of the Municipal Act for four consecutive weeks in the Hamilton Spectator, a newspaper having general circulation in the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this By-Law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the portion of Upper Kenilworth Avenue described as;

Those parts of Lot 3, Concession 7, in the geographic township of Barton, designated as Parts 1, 13 to 31, on Plan 62R-12931.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Are hereby stopped and closed.

2. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 21 and 22, on Plan 62R-12931, be sold to Dan Cooper and Sherrill Dawn Marie Cooper or their successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated January 25, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
3. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 20 and 23, on Plan 62R-12931, be sold to Maria Benvenga or her successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated February 3, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
4. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 19 and 24, on Plan 62R-12931, be sold to Charlie Cino and Patricia Cino or their successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated January 22, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.

To stop-up, close, retain and authorize the sale of part of Upper Kenilworth Avenue as established by By-Law No. 93-222

5. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 18 and 25, on Plan 62R-12931, be sold to Ronald Roscovich and Janet Roscovich or their successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated January 31, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
6. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 17 and 26, on Plan 62R-12931, be sold to Samuel Benjamin and Joan Benjamin or their successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated January 20, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
7. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 16 and 27, on Plan 62R-12931, be sold to James Johnman and Agnes Johnman or their successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated January 20, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
8. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 15 and 28, on Plan 62R-12931, be sold to Ralph Condello and Elaine Condello or their successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated January 30, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
9. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 14 and 29, on Plan 62R-12931, be sold to Dimetrius Giovis and Evaggelia Giovis or their successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated February 14, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
10. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 13 and 30, on Plan 62R-12931, be sold to Stanley Charkot and Alicia Charkot or their successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated February 14, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
11. That the soil and freehold for the remainder of the closed portion of said Upper Kenilworth Avenue, being Parts 1 and 31, on Plan 62R-12931, be retained by the Corporation of the City of Hamilton.
12. That Parts 1, 13 to 30, on Plan 62R-12931, are subject to an easement as set out in LT330608.
13. That this By-Law shall come into force and take effect on the date of its registration and the Commissioner of Transportation/Environmental Services is hereby authorized to register this By-Law.

PASSED this

28th

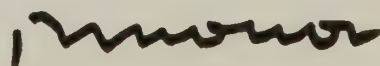
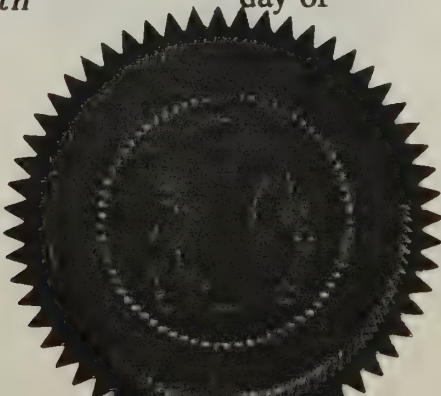
day of

June

A.D. 1994



City Clerk



Mayor

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stop Signs)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Greeningdon	Eastbound	Manning
Giselle	Westbound	Lynnette
Horning	Northbound	Lionsgate
Russell	Westbound	East 27th".

2. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following items, namely:-

"Strathcona	West	Lamoureux to 88 feet north	Anytime
Aldridge	North	Caledon to 40 feet east	Anytime
Aldridge	North	Caledon to 40 feet west	Anytime
Barton	South	Greig to 55 feet west	Anytime".

3. **Schedule 28 (Taxi Stands)** is hereby deleted in its entirety and replaced by Schedule "A" attached to this By-law.

4. **Schedule "A"** attached to this By-law shall be **Schedule 28** to the said By-law 89-72.

5. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by adding thereto the following item, namely:-

"Mary	East	20 feet	76 feet north of King William	8 am - 8 pm".
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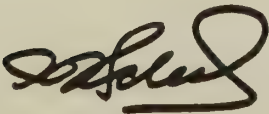
6. **Schedule 31 (School Bus Loading Zones)** is hereby amended by deleting therefrom the following item, namely:-

"Franklin	South	80 feet	65 feet west of the west curb line of East 25th	7 am - 6 pm Monday to Saturday".
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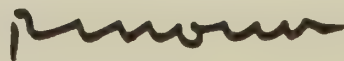
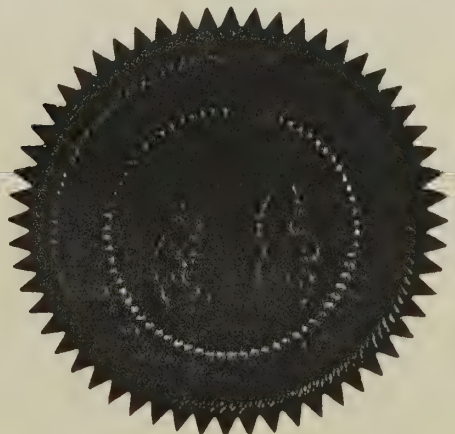
and by adding thereto the following item, namely:-

"Franklin	South	80 feet	143 feet east of the east curb line of East 24th	7 am - 6 pm Monday to Saturday".
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PASSED this 28th day of June A.D. 1994.



CITY CLERK



MAYOR

SCHEDULE "A"

"SCHEDULE 28

TAXI STANDS

<u>STREET</u>	<u>SIDE</u>	<u>SIZE OF STAND</u>	<u>LOCATION COMMENCING</u>	<u>TIME</u>	
Currie	West	60 feet	76 feet south of the south curb line of Dubarry	Anytime	93-083
East 36th	East	44 feet	158 feet north of Munn	Anytime	90-214
Hess	East	29 ft	84 ft south of King	9 pm to 2 am	
King William	North	38 ft	80 ft west of Catharine	6 pm to 2 am	
MacNab	West	36 ft	75 ft north of York	Anytime	70-377
Park	East	85 ft	30 ft north of King	Anytime	77-87
Queen Victoria	West	60 feet	129 feet north of Queensbury	Anytime	90-157
Rebecca	North	87 ft	118 ft west of Catharine	Anytime	90-65".

BY-LAW NO. 94 - 109

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 34 (Sticker Permit Parking)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Paling	East	commencing at a point 93 feet north of Vansitmart to a point 22 feet northerly therefrom	Anytime
East 24th	East	commencing at a point 240 feet south of Crockett to a point 26 feet southerly therefrom	Anytime
Forest	South	commencing at a point 128 feet west of John to a point 23 feet westerly therefrom	Anytime
Leeming	West	commencing at a point 108 feet south of Wright to a point 19 feet southerly therefrom	Anytime".

and by deleting therefrom the following items, namely:-

"Locke	East	commencing at a point 103 feet north of York to a point 19 feet northerly therefrom	Anytime
Tom	South	commencing at a point 166 feet west of Dundurn to a point 16 feet westerly therefrom	Anytime
Broadway	East	commencing at a point 336 feet south of Ainslie to a point 24 feet southerly therefrom	Anytime
Ferrie	North	commencing at a point 224 feet west of Ferguson to a point 23 feet westerly therefrom	Anytime".

2. **Schedule 24 (Parking Meter Locations)** is hereby amended by adding to **Section 3(a) (One Hour Limit)** the following item, namely:-

"Cheever West Barton to 112 feet north".

3. **Schedule 23 (Hamilton Street Railway Bus Stops)** is hereby amended by adding to the **INBOUND** Column the following items, namely:-

"Nebo, 71.5m north of the center line of Rymal (M/B)
Nebo, 62.2m north of Lancing (M/B)
Nebo, 226m south of Hempstead (M/B)
Nebo, 21m south of Hempstead
Nebo, 27.2m south of the center line of Stone Church".

4. **Schedule 27(Alternate Side Parking)** is hereby amended by adding thereto the following item, namely:-

"Caledon West East".
Aldridge to Jameston

5. **Schedule 25 (Parking Time Limits)** is hereby amended by deleting therefrom the following items, namely:-

"Gibson	East	Barton to northerly end	1 hr	9 am - 7 pm	Mon - Fri
Dromore	Both	Sterling to Paisley	1 hr	8 am - 6 pm	Mon - Fri".

and by adding thereto the following items, namely:-

"Dromore	West	Sterling to Paisley	1 hr	8 am - 6 pm	Mon - Fri
Crawford	West	Kentley to Hart	1 hr	8 am - 6 pm	Mon - Fri
Leland	East	Whitney to the north curb line of Merna	1 hr	8 am - 6 pm	Mon - Fri".

6. **Schedule 26 (No Parking Areas)** is hereby amended by deleting therefrom the following items, namely:-

"Gray's Side Rd	Both	Q.E.W. Overpass to Northerly End		Anytime
Orphir	North	Pottruff to Rainbow	7 am - 6 pm	Mon - Sat
Orphir	South	Gailmont to Rainbow	7 am - 6 pm	Mon - Sat".

and by adding thereto the following items, namely:-

"Grays	West	Q.E.W. to northerly end		Anytime
Grays	East	from a point 336 feet north of Frances to the northerly end		Anytime
Avondale	West	Barton to northerly end	8 am - 12 noon	2nd Thurs each month Apr - Nov
Dromore	East	Sterling to Paisley		Anytime
Orphir	North	Pottruff to Sunrise	7 am - 6 pm	Mon - Sat
Orphir	South	Gailmont to Starlight	7 am - 6 pm	Mon - Sat
Orphir	Both	Sunrise/Starlight to Rainbow	8 am - 4:30 pm	Mon - Fri".

PASSED this

28th

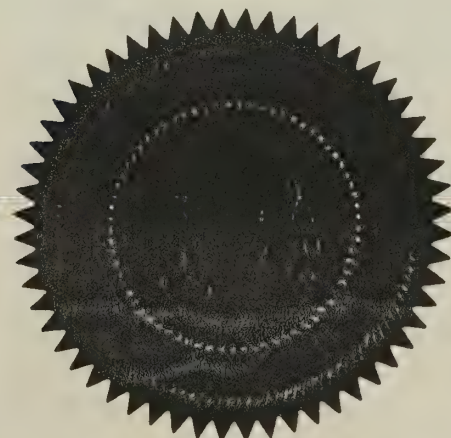
day of

June

A.D. 1994.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94- 110

To Amend:

Zoning By-law No. 6593

Respecting:

TEMPORARY USE OF TENTS FOR BUSINESS PURPOSES

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 1 of the 9th Report of the Planning and Development Committee at its meeting held on the 31st day of May 1994, recommended that By-law No. 6593 be amended to provide for a general text amendment to the said by-law to permit the temporary use of tents for business purposes, as hereinafter provided;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 4.(2) of By-law No. 6593, as amended, is further amended by deleting the Subsection in its entirety and replacing it with the following:

- "4. (2) The use of tents for human habitation or for business or other purposes is hereby prohibited, except as follows:
- (a) The above provision shall not apply to the use of tents for summer camps and for circuses and other like uses of a transient nature;
 - (b) The above provision shall not apply to the use of tents for children's play, or for picnics or other such temporary non-business purposes; and
 - (c) The above provision shall not apply to the temporary use of tents within a "G", "G-1" or "G-2" District, for business purposes, provided that:
 - (i) the temporary business uses shall be restricted to accessory uses, only in conjunction with an established permitted use; and
 - (ii) a temporary business use within a tent shall be permitted for a period not to exceed 120 days annually; and
 - (iii) any tent, or combination of tents, used for temporary business purposes on any one lot, shall not occupy more than 10% of the total number of parking spaces provided on the lot."

2. Section 18 of the said by-law, as amended, is further amended by adding the following paragraph to the end of the existing Subsection 18.(3)(vi)(f):

"Notwithstanding the above, a fence may be temporarily erected or maintained in conjunction with a tent erected in accordance with Subsection 4.(2)(c), to a height of not more than 2.2 m."

3. Section 18A of the said by-law, as amended, is further amended by adding a new Subsection 18A.(41), to read as follows:

"18A. (41) The provisions of Subsection 18A.(1) shall not apply to temporary accessory business uses established within a tent in accordance with Subsection 4.(2)(c). Furthermore, notwithstanding Subsection 18A.(1), the number of required parking spaces may be temporarily reduced on any lot, to provide for a tent for temporary business uses established in accordance with Subsection 4.(2)(c)."

4. In all other respects, By-law No. 6593, as amended, is hereby confirmed, unchanged.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

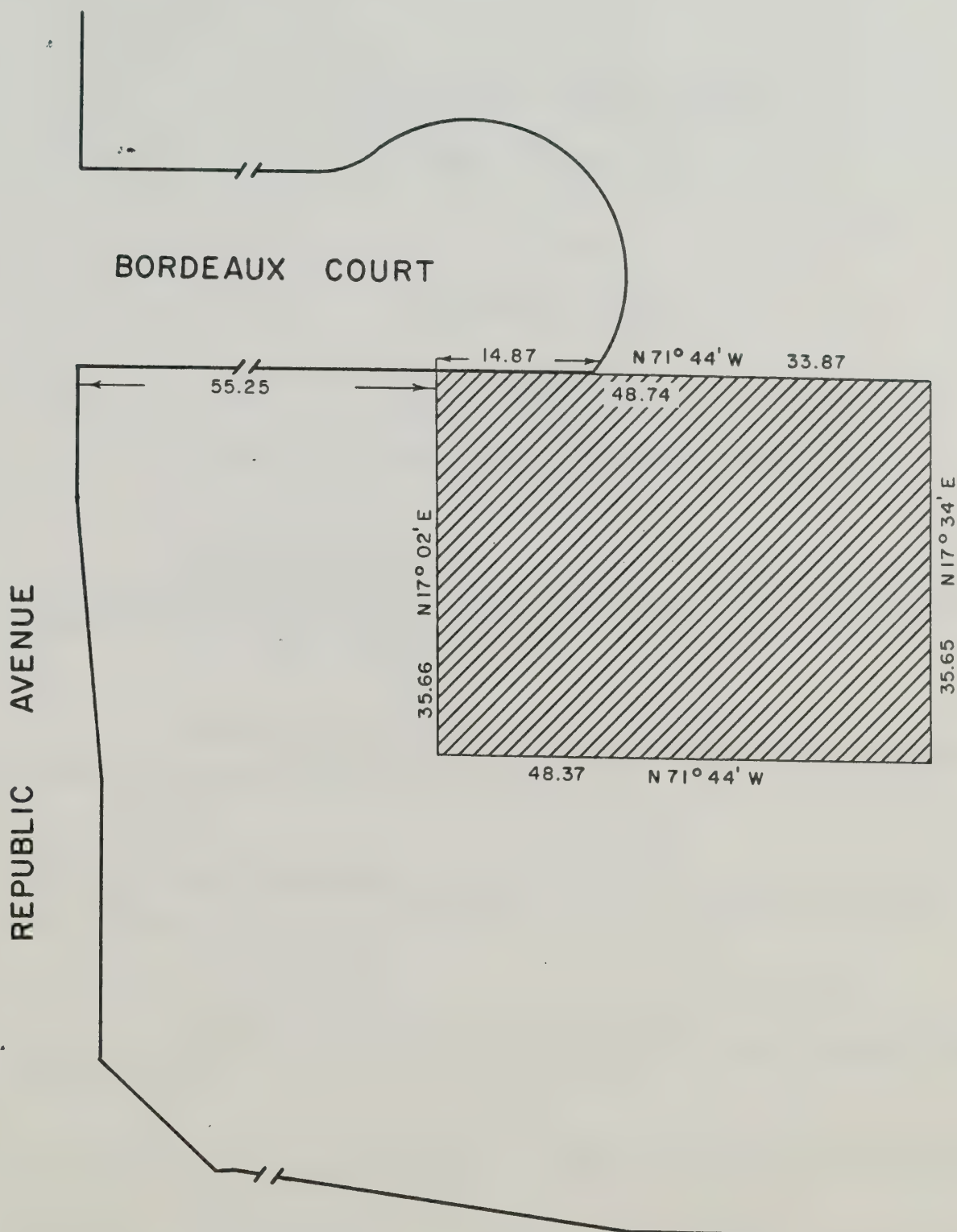
PASSED this 28th day of June A.D. 1994



CITY CLERK




MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-...111..
Passed the ..28th. day ofJune....., 1994.

[Signature]

Clerk

[Signature]

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 94-...111..
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"AA" (Agricultural) District to
"C" (Urban Protected Residential,
etc.) District.

North



Scale
Not to Scale

Date
MAY 1994

Reference File No.
ZAC-94-06

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 94- 112

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT 819 UPPER PARADISE ROAD

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-27C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "RT-20" (Townhouse - Maisonette) District regulations as contained in Section 10E of Zoning By-law No. 6593, applicable to the subject lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) not more than sixteen (16) single-family dwelling units shall be permitted; and,
- (b) notwithstanding Section 10E.(3) no building or structure shall exceed two storeys in height.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1329.

5. Sheet No. W-27C of the District Maps is amended by marking the lands referred to in section 4 of this by-law S-1329.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 28th day of June A.D. 1994.



CITY CLERK



MAYOR

(1994) 10 R.P.D.C., June 28

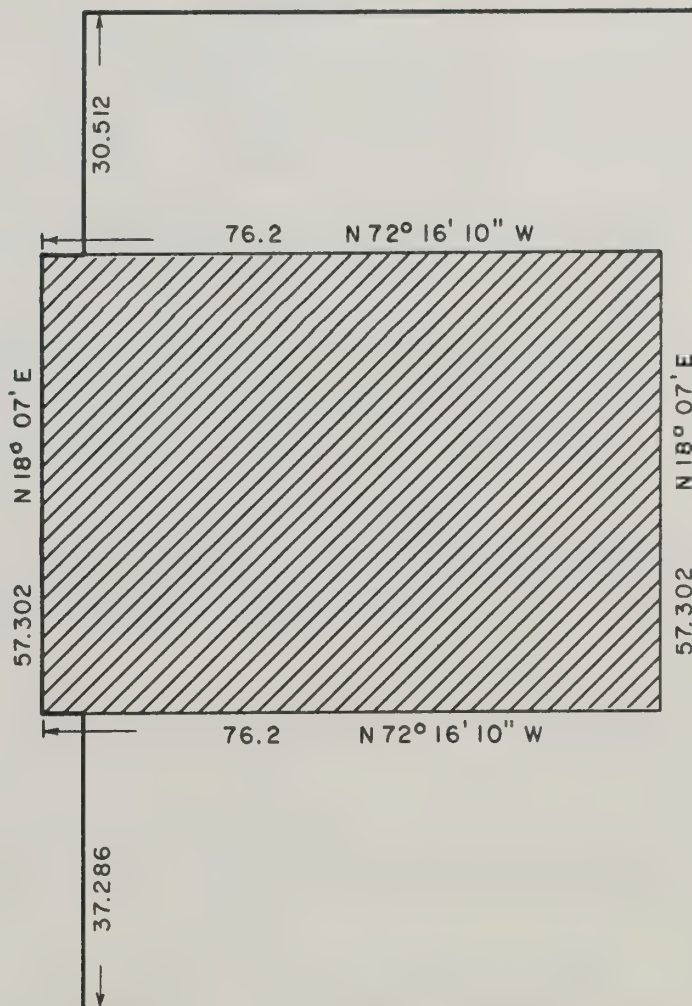
(1994) 9 R.P.D.C. 4, May 31

Homes by DeSantis Inc. (In Trust) Owner

ZAC-94-07

WINGFIELD PLACE

UPPER PARADISE ROAD



GEMINI DRIVE

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-....112.
Passed the ...28th day ofJune....., 1994.


.....
Clerk


.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 94-....112
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"AA" (Agricultural) District to
"RT-20" (Townhouse - Maisonette)
District, modified.

North



Scale
Not to Scale

Date
MAY 1994

Reference File No.
ZAC-94-07

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 94- 113

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT 185 ANNABELLE STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

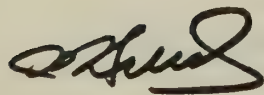
1. Sheet No. W-17C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.

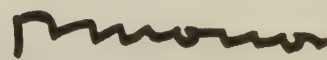
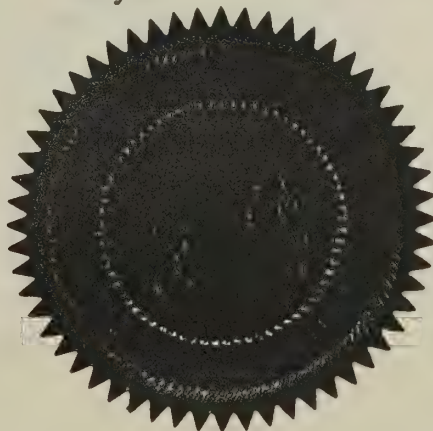
the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 28th day of June A.D. 1994.

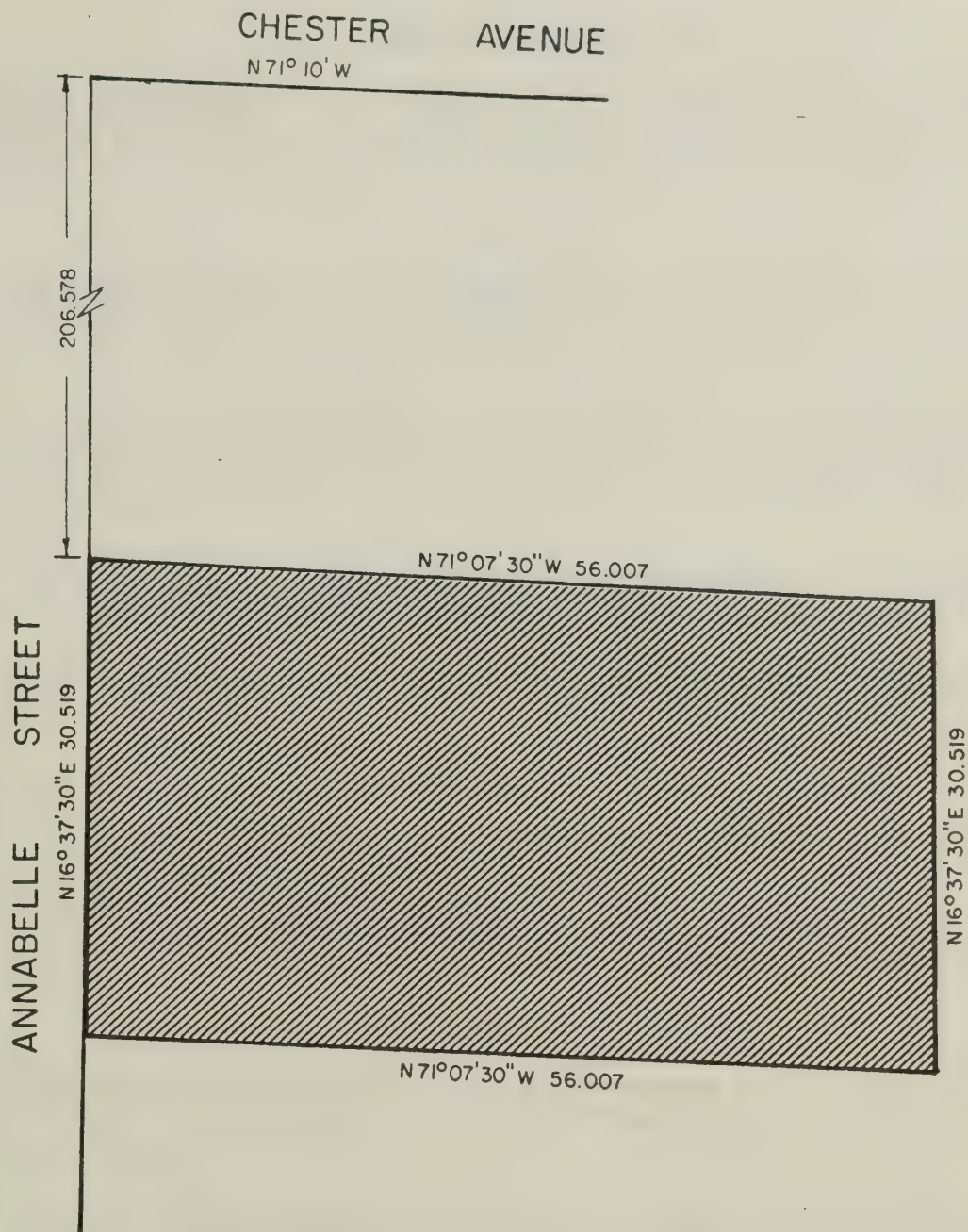


CITY CLERK



MAYOR

(1994) Item 1 of the 10th R.P.D.C., June 28
Norman and Jacqueline MacInnis, owner
ZAC-94-13



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-113
Passed the 28th day of June, 1994.


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 94-113...
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"AA" (Agricultural) District to
"C" (Urban Protected Residential,
etc.) District.

North



Scale
Not to Scale

Date
JUNE 1994

Reference File No.
ZAR-94-13

Drawn By
E.C.

BY-LAW NO. 94 - 114

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28TH DAY OF JUNE A.D., 1994.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

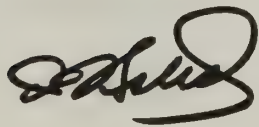
1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this

28th

day of June

A.D. 1994



CITY CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 115

TO INCORPORATE PARTS 1, 3 AND 4, ON PLAN 62R-8083
INTO LIMERIDGE ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Limeridge Road by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Limeridge Road.

Part of Lot 9, Concession 7, formerly in the township of Barton, designated as Parts 1, 3 and 4, on Plan 62R-8083.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

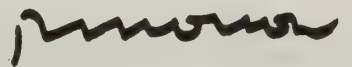
PASSED this 26th

day of July

A.D. 1994



City Clerk



Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 116

**TO INCORPORATE PART 6, PLAN 62R-12388
INTO UPPER PARADISE ROAD**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Upper Paradise Road by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Upper Paradise Road.

Part of Lot 1, Concession 1, formerly in the township of Glanford, designated as Part 6, on Plan 62R-12388.

City of Hamilton

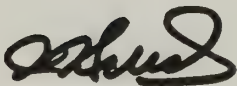
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 26th

day of July

A.D. 1994



City Clerk



Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 117

TO INCORPORATE PART 4, PLAN 62R-11281
INTO ACADIA DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Acadia Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Acadia Drive.

Part of Lot 1, Registered Plan 909, designated as Part 4, on Plan 62R-11281.

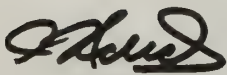
City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 26th day of July

A.D. 1994



City Clerk



Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 118

TO INCORPORATE PARTS 3 AND 5, PLAN 62R-11281
INTO BUTLER DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Butler Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Butler Drive.

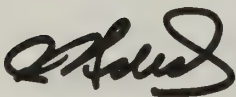
Part of Lot 1, Registered Plan No. 909, designated as Part 5, Plan 62R-11281, and Part of Lots 1 and 2, Registered Plan No. 909, designated as Part 3, on Plan 62R-11281.

City of Hamilton

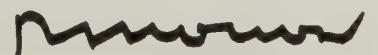
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 26th day of July A.D. 1994



City Clerk



Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 119

TEMPORARY CLOSURE OF THE PORTION OF FERGUSON AVENUE
BETWEEN KING STREET & REBECCA STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 (1) of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, and amendments thereto, to temporarily close any highway or part of a highway;

AND WHEREAS an application by the International Village B.I.A. has been received for temporary closure of Ferguson Avenue between King Street and Rebecca Street, excluding the intersection of King William Street;

AND WHEREAS it is expedient to temporarily stop-up portions of Ferguson Avenue;

AND WHEREAS Notice of the City's intention to pass this By-Law has been published as required by Section 300 of the Municipal Act for four consecutive weeks in the Hamilton Spectator, a newspaper having general circulation in the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Traffic and Engineering Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this By-Law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the portion of Ferguson Avenue described as;

Firstly: Part of Ferguson Avenue (formerly Nelson Street) as shown on Registered Plan No. 36 & No. 38, extending from the northern limit of King Street, Registered Plan No. 38 to the southern limit of King William Street (formerly East Market Street) Registered Plan No. 36.

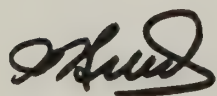
Secondly: Part of Ferguson Avenue (formerly Nelson Street) as shown on Registered Plan No. 36, extending from the northern limit of King William Street (formerly East Market Street) to the southern limit of Rebecca Street, Registered Plan No. 36.

All in the City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The portions of Ferguson Avenue described in 'Firstly' and 'Secondly', are hereby temporarily stopped up and closed from 8:00 a.m. to 6:00 p.m., every Sunday and statutory holiday from July 31, 1994 to October 16, 1994.

PASSED this 26th day of July A.D. 1994



City Clerk



Mayor

BY-LAW NO. 94 - 120

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 9 (Through Highways)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting therefrom the following item, namely:-

"Rice Avenue, from the southerly limit of Sanatorium Road to the northerly limit of Mohawk Road".

2. **Schedule 26 (No Parking Areas)** is hereby amended by adding thereto the following items, namely:-

"Forest	South	John to 128 feet west	8:00 am - 6:00 pm
Jackson	North	commencing at a point 120 feet east of Walnut to a point 68 feet easterly therefrom	Anytime
Dunsmure	South	commencing at a point 70 feet west of Garfield to a point 17 feet westerly therefrom	Anytime
National	South & East	Ellen to 46 feet north of the north curb line of Derek	Anytime".

and by deleting therefrom the following items, namely:-

"Jackson	North	commencing 120 feet east of Walnut to 44 feet easterly	Anytime
Pearl	East	commencing 90 feet south of Peter to a point 31 feet southerly therefrom	Anytime".

3. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following items, namely:-

"Wood	Both	MacNab to James	Anytime
James	West	commencing at a point 124 feet north of Macauley to a point 20 feet northerly therefrom	Anytime
William	East	commencing at a point 63 feet north of Barton to a point 24 feet northerly therefrom	Anytime
Pearl	East	commencing at a point 90 feet south of Peter to a point 31 feet southerly therefrom	Anytime".

and by deleting therefrom the following item, namely:-

"Holmes South from a point 156 feet west of Emerson
to a point 24 feet westerly therefrom Anytime".

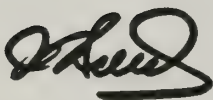
4. **Schedule 25 (Parking Time Limits)** is hereby amended by adding thereto the following items,
namely:-

"Ray	East	Main to George	2 hr	8 am - 6 pm	Mon - Sat
Cathcart	East	Kelly to Cannon	1 hr	Anytime	
Stacey	South	Columbia to Laurier	1 hr	8 am - 4 pm	Mon - Fri".

and by deleting therefrom the following items, namely:-

"Cathcart	East	Kelly to Cannon	1 hr	8 am - 8 pm	Mon - Fri
Ray	East	George to 100 ft south	1 hr	8 am - 6 pm	Mon - Sat".

PASSED this *26th* day of *July* A.D. 1994.



CITY CLERK



MAYOR



BY-LAW NO. 94 - 121

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

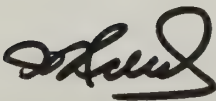
1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Douglas	Northbound	Mars
Rexford	Northbound and Southbound	Astonwood
Questor	Northbound	Quaker
Beach	Eastbound and Westbound	Rowanwood
Melrose	Northbound and Southbound	Dunsmure
Cumberland	Eastbound	Sanford".

2. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by adding thereto the following item, namely:-

"Whitney	North	42 feet	commencing at a point 266 feet east of Leland	8:00 am - 5:00 pm Monday to Friday".
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PASSED this 26th day of July A.D. 1994.



CITY CLERK



MAYOR



BY-LAW NO. 94 - 122

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"Cope	Northbound and Southbound	Dunsmure".
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2. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by deleting therefrom the following item, namely:-

"Emerald	East	29 feet	commencing at a point 144 feet north of Stinson	9:00 am to 5:00 pm".
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3. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following item, namely:-

"Emerald	East	commencing at a point 144 feet north of Stinson to a point 12 feet northerly therefrom	Anytime".
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PASSED this 26th day of July A.D. 1994.

John G. Thompson

CITY CLERK



Amor

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94- 123

To Authorize

**TRANSFER OF PREVIOUSLY DEBENTURED AMOUNTS
FROM T. B. MCQUESTEN PARK
TO HARBOURFRONT PARK WASHROOM PROJECT**

WHEREAS By-law No. 92-216 was enacted by Council on the 25th day of August, 1992 to authorize the issuance of debentures in the amount of \$7,353,000.00 for the Construction of the T. B. McQuesten Park;

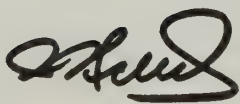
AND WHEREAS City Council, on April 26, 1994, in adopting Item 14 of the 8th Report of the Parks and Recreation Committee authorized the transfer of \$48,257.00 from previously debentured project proceeds to the Construction of a Washroom Building at Harbourfront Park;

AND WHEREAS the Ontario Municipal Board by Order dated the 16th day of June, 1994 approved the transfer of \$48,257.00 to this project;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. The City Treasurer is authorized to transfer \$48,257.00 from the previously debentured funds from the T. B. McQuesten Park Project to the Harbourfront Park Washroom Project.

PASSED this 26th day of July, 1994.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94- 125

To Designate:

LAND LOCATED AT MUNICIPAL NO. 36 HUNTER STREET EAST

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18;

AND WHEREAS two objections were served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS one objection was withdrawn on the 18th day of May 1993 and the other objector is no longer owner of the said property;

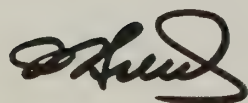
AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(6)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Municipal No. 36 Hunter Street East and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.
2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.
3. The City Clerk is hereby authorized and directed,
 - (i) to cause a copy of this by-law, together with reasons for the designation, to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;
 - (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this 26th day of July

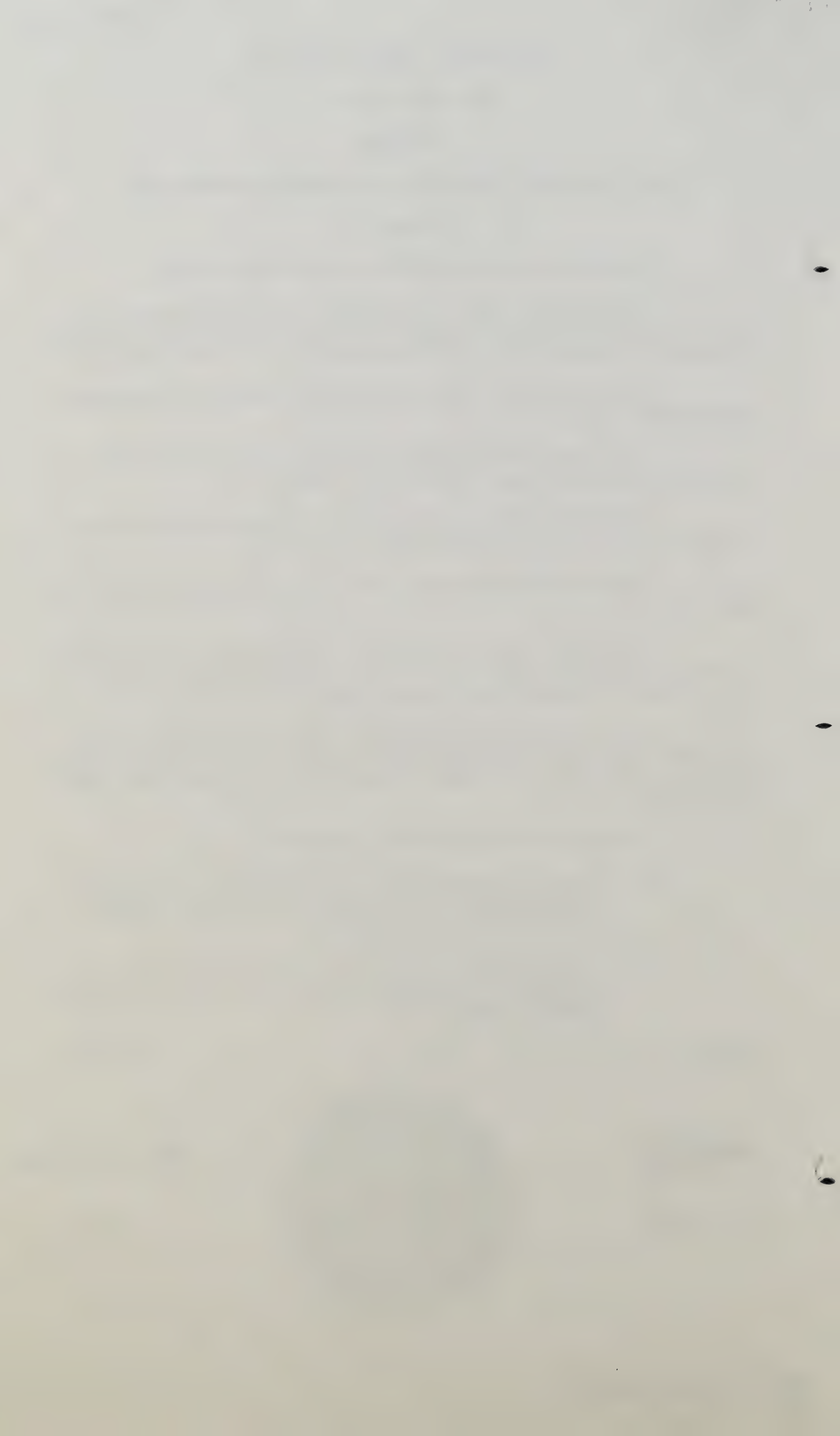
A.D. 1994



CITY CLERK




MAYOR



Schedule "A"

To

By-law No. 94- 125

36 Hunter Street East, Hamilton, Ontario

Part of Lots 67, 68, 69, 70, 89, 90, 91, 92, 93, 94, 100, 101, Part of Market Reserve, Part of Hunter Street and Part of Hughson Street (Streets Closed By-Law No. 4458 (Sixthly) December 13, 1932, Registered as Instrument No. 1044 By-Laws), Part of the Lane running easterly from Hughson Street and southerly to Market Reserve (Closed by By-Law 4458 (Fifthly), Registered as Instrument No. 1044 By-Laws), according to George Hamilton Survey, Registered Plan No. 1431 and All of Lots 1, 10, 11, 12, Part of Lots 2, 3, 4, 5, 6, 7, 8, 9 and Part of the Lane (Closed by By-Law No. 792, Registered as Instrument No. 97 By-Law and By-Law No. 4458 (Fifthly), Registered as Instrument No. 1044 By-Laws), according to M. & S. Rossin Survey, Registered Plan No. 25, more particularly described as Parts 1, 2, 4, 5, 6, 7, 8, 9, 13, 14, 15, 19, 20, 21, 23 and 24 on Reference Plan No. 62R-12921.

RESERVING a permanent easement or a right in the nature of a permanent easement in favour of the Transferors and their successors and assigns, on or over Part 23 on Reference Plan No. 62R-12921 to provide physical support for and all railway facilities on, for maintenance and repair of railway facilities on, and to permit the actual physical presence of ballast and storm drains on, Parts 3, 10, 11, 12, 16, 17, 18 and 22 on Reference Plan No. 62R-12921.

RESERVING a temporary easement or a right in the nature of a temporary easement in favour of the Transferors and their successors and assigns, on or over Part 5 on Reference Plan No. 62R-12921 for the installation, maintenance and repair of signal bridges and signal sight lines as may be required by the Transferors or their successors and assigns.

Schedule "B"

to

By-law 94 - 125

Former Toronto, Hamilton and Buffalo Railway Station **(Proposed GO-Transit Centre)**

36 Hunter Street East, Hamilton

The former Toronto, Hamilton and Buffalo (TH&B) Railway Station, situated on Hunter St. East at the head of Hughson Street, ranks as a major architectural landmark of Hamilton's downtown core. The station was constructed in 1931-33 by the TH&B Railway to serve as both a passenger/freight terminal and the company's headquarters. In 1977, Canadian Pacific Railway (CPR) bought control of the railway line and in 1981, the station ceased to function as a passenger terminal. Current plans are to restore and convert the station into the new GO-Transit Centre for rail and bus transportation. In 1991, the former TH&B Station was designated under the federal Heritage Railway Stations Protection Act.

The TH&B headquarters were designed by the New York architectural firm of Fellheimer and Wagner in a streamlined modernist style known as Art Moderne. Well-known for their spectacular railway stations in Buffalo and Cincinnati, the firm provided Hamilton with a high-styled modernist structure which was at the forefront of railway station design in Canada.

Context

The importance of the downtown railway terminal, located just three blocks south of the city's central Gore Park, was recognized in its siting. The station was placed on the cross-axis of Hughson Street, and Hunter Street was re-aligned to curve out in front of the building.

In a larger context, the TH&B Station's location at the southern end of Hughson Street corresponds to the Canadian National Railway (CNR) Station's location at the northern end. Both stations face towards the city centre and both were built in the same period, the CNR Station having been completed in 1931, just as construction began on the TH&B Station.

History

The 102-mile railway link between the three major cities came about in 1895 as a result of pressures to introduce competition to the Grand Trunk Railway; to provide the shortest land route to American rail lines; and to give new service along the Hamilton-Niagara corridor.

Established originally as a through-line for passenger and freight service, the TH&B Railway in 1899 constructed a beltline to the City's new industrial lands at the east end, thereby facilitating Hamilton's major industrial expansion of the early 20th century. So profitable was the freight traffic - business increased tenfold between 1901 and 1917 - that the company could elect in the middle of the Depression to build new facilities to replace the Victorian structure of 1895.

Architecture

Built of a steel frame construction with a cut-limestone exterior, the structure combines a central, stepped headquarters tower six-stories high over a two-story railway station, which extends laterally in low, rounded projecting wings. Concrete retaining walls stretch out horizontally from the station to connect to the bridges at James and John Streets.

Stylistically, the building achieves a unique combination of the modernist elements popular in the 1920's and '30's. Characteristic of the avant-garde International Style are the stepped office tower configuration and bands of windows which wrap around corners, a hallmark of the curtain wall construction made possible by the use of structural steel. Likewise, the smooth planar walls devoid of any traditional ornamentation, and, in particular, the curved walls of the lower stories, are typical of the streamlined Art Moderne style. Art Deco influence can be seen in the decorative treatment above the central vertical strip window.

The two-storey station, on the other hand, stands as a rare example of a pure Art Moderne public building. On the exterior and throughout the interior can be found the curved forms, polished metals and sleek machined detailing of this stream-lined version of the modernist movement. In the central focal point - the two-story concourse - the design of the architecture and the design of the interior fittings (fixtures, furnishings and signage) achieve total integration, inspired by the same lean industrial aesthetic.

Designated Features

Of importance to the preservation of the former TH&B Railway Station are the original features of all four exteriors, including the limestone walls; windows; entranceways, doors, and porticos; original signage, architectural ornamentation and flagpole; the concrete retaining walls; the platform structures; and the interior entrance lobby and semi-circular concourse, including the mezzanine and all original interior design features, including but not limited to the terrazzo floor, walls, ceiling, doors, columns, steel decoration, lighting and accessory fixtures, clock, wickets, signage, etc.

The Corporation of the City of Hamilton

BY-LAW NO. 94- 126

To Designate:

LAND LOCATED AT MUNICIPAL NO. 22 VEEVERS DRIVE

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18;

AND WHEREAS no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(6)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Municipal No. 22 Veevers Drive and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.
2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.
3. The City Clerk is hereby authorized and directed,
 - (i) to cause a copy of this by-law, together with reasons for the designation, to be served on The Ontario Heritage Foundation by personal service or by registered mail;
 - (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this *26th* day of *July* A.D. 1994



CITY CLERK



MAYOR

Schedule "A"

To

By-law No. 94- 126

22 Veevers Drive, Hamilton, Ontario

Parcel 72-1, Section M-3

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Land Titles Division at Hamilton

Being Lot 72, Plan M-3

Schedule "B"

to

By-law No. 94- 126

The Veevers Home

22 Veevers Drive, Hamilton

Context

The former home of Ronald and Bertram Veevers, generously donated by the two brothers to the City of Hamilton in 1985, comprises an enlarged 1850s stone farmhouse and attractive 1.5 acre garden situated near the base of the escarpment just east of the Red Hill Creek Valley. The subdivision of the original 200-acre farm in the 1960s and early 1970s reduced the Veevers property to a total of 12 acres, including a separate 10.5 acre parcel of undeveloped escarpment land.

Up until the 1950s, the farmhouse stood in its original form atop a hill surrounded by rolling pastures, woodland and orchards. Landscaping around the house, largely completed in the 1950s and 1960s, created a parklike setting of special horticultural interest featuring lawns with alleys of trees, rose and tulip beds, and a rockery. Now enclosed by a high iron fence, this garden oasis effectively buffers the house from the engulfing 20th century suburban development, dominated by single-family homes to the north and east and high-rise apartments to the west.

History

Today the Veevers Home stands as a vestige from the pioneer farming era, dating back to the early settlement of Saltfleet Township, when it was closely associated with two important pioneer families: the Deans and the Gages. The original 200-acre crown grant to John Thatcher was purchased in 1834 by James Dean, who erected the present stone farmhouse between 1851 and 1861. Sold in 1871 to John Gage, the house and farm remained in his possession until 1912. The property then changed hands three more times before it was purchased in 1934 by Ronald, Bertram, Cyril and Raymond Veevers and occupied by all eight members of the Veevers family.

The Veevers brothers ran a large and successful fruit and dairy farm, raising a sizable herd of Holstein cattle, and up to the 1940s operated their own dairy. Farming activities were subsequently scaled down and only the two elder brothers, Ronald and Bertram, remained on the farm. The surplus land was sold for development and the last 12 acres, including the farmhouse and 1.5 acre garden, was deeded to the City of Hamilton for public use. The two brothers retained the use of the house and garden until the death of the last surviving brother in 1993.

Architecture

This 1 1/2 storey house, built of rough-hewn stone quarried from the escarpment, is a relatively rare example of a pre-Confederation stone farmhouse in the Hamilton area and, in its original form, a very good example of its type. It has the fine masonrywork, wide horizontal proportions and restrained ornamentation characteristic of early settlers' houses dating from the 1820s through the 1850s. The well-proportioned, symmetrical five-bay facade originally featured a wide doorway with a panelled wood door and sidelights, and a somewhat unusual row of low square, upper storey windows. As a result of extensive renovations undertaken in 1968, these square windows were replaced by higher and taller dormers and the doorway

7

was modified. Despite these alterations and two modern additions, the house is in excellent condition and retains much of its original character, at least on the exterior.

Designated Features

Important to the preservation of 22 Veevers Drive are the original features of all four facades of the 1850s farmhouse, including the stone masonry walls, end chimneys, flat-arched lintels and solid stone sills, the denticulated returned eaves, and the original door and window openings. Excluded are the two-storey wing and garage added to the rear (south-east corner), the glass conservatory (rear), and the modern front door and dormer windows.

The Corporation of the City of Hamilton

BY-LAW NO. 94- 127

To Adopt:

Official Plan Amendment No. 124

Respecting:

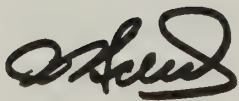
**LANDS LOCATED AT THE NORTHWEST CORNER OF RYMAL ROAD WEST
AND GARTH STREET,
WITHIN THE FALKIRK EAST NEIGHBOURHOOD**

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 124 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 26th day of July

A.D. 1994



CITY CLERK



MAYOR

Amendment No. 124
to the
City of Hamilton Official Plan

The following text, together with Schedule "A", attached hereto, constitutes Official Plan Amendment No. 124.

Purpose:

The purpose of this Amendment is to redesignate a 2.6 acre parcel of land from "Residential" to "Commercial" to permit the development of a shopping centre totalling 1,580 m² gross floor area and a medical centre totalling 2,376 m² gross floor area.

Location:

The lands affected by this Amendment are located at the northwest corner of Rymal Road West and Garth Street, within the Falkirk East Neighbourhood.

Basis:

The basis for redesignating the subject lands from "Residential" to "Commercial" to permit the development of a shopping centre and a medical centre are as follows:

- 1) The subject lands are located at the intersection of two major arterial roadways; and,
- 2) The shopping centre and medical centre will respond to the needs of an increasing population base in the South Mountain area of Hamilton.

Actual Changes:

Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the 2.6 acre parcel of land at the northwest corner of Rymal Road West and Garth Street from "Residential" to "Commercial", as shown on the attached Schedule "A" of this Amendment.

Implementation:

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 94- 127 , passed on the 26th day of *July* , 1994.

The Corporation of the
City of Hamilton



City Clerk



Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 94- 128

To Adopt:

Official Plan Amendment No. 126

Respecting:

**LANDS LOCATED ON THE WEST SIDE OF GARTH STREET,
SOUTH OF THE FREEWAY,
AND KNOWN MUNICIPALLY AS NO. 44 GREENDALE DRIVE,
WITHIN THE GILKSON NEIGHBOURHOOD**

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 126 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 26th day of July

A.D. 1994



CITY CLERK



MAYOR

Amendment No. 126
to the
City of Hamilton Official Plan

The following text, together with Schedule "B", attached hereto, constitutes Official Plan Amendment No. 126.

Purpose:

This Amendment will place the subject lands in a new Special Policy Area 66 to establish a child care agency within a Residential designation.

Location:

The lands affected by this Amendment are situated on the west side of Garth Street, south of the Freeway, and known municipally as No. 44 Greendale Drive, within the Gilkson Neighbourhood.

Basis:

The basis for permitting an office for a child care agency on the subject lands is as follows:

- 1) It results in the consolidation of a number of child care services and the agency administrative offices in one location;
- 2) it provides for a variety of child care related services for residents of this area; and,
- 3) it allows for employment opportunities within walking distance of the adjacent residences.

Actual Changes:

- 1) Schedule "B" - Special Policy Areas be revised by adding the subject lands as Special Policy Area 66, as shown on the attached Schedule "B" of this Amendment; and,

- 2) Section A.2.9.3 be amended by adding the following as Policy A.2.9.3.61:

"In addition to the permitted uses set out in Subsection A.2.1 - Residential Uses, for those lands shown on Schedule "B" as SPECIAL POLICY AREA 66, and known municipally as 44 Greendale Drive, an office for a child care agency will be permitted."

Implementation:

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 94- 128 , passed on the 26th day of July , 1994.

The Corporation of the
City of Hamilton



City Clerk



Mayor

schedule B
to the
official plan
for the
city of hamilton

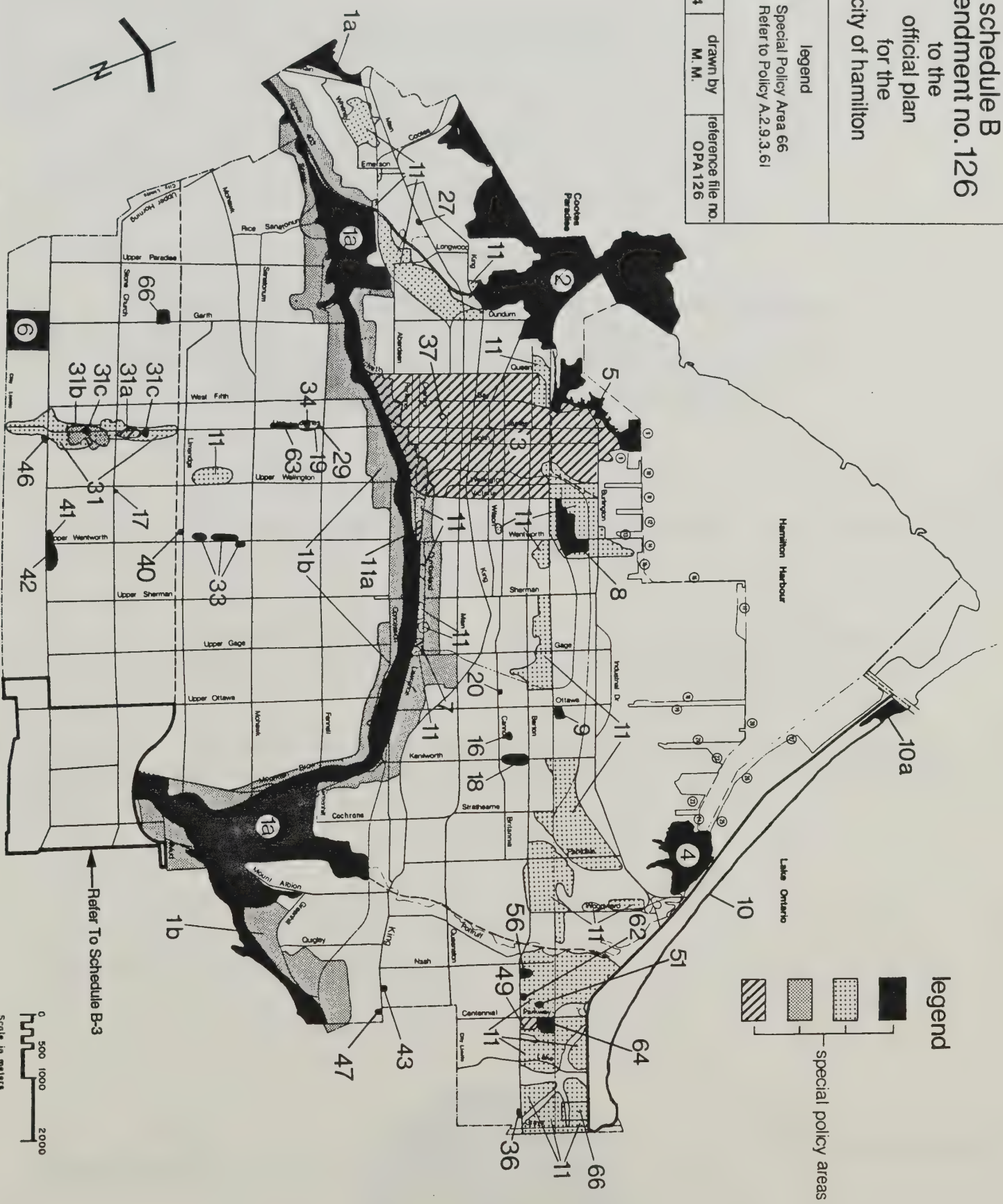
legend

Special Policy Area 66
Refer to Policy A.2.9.3.61

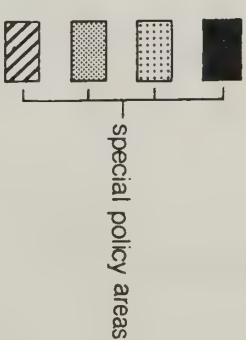
date
June, 1994

drawn by
M. M.

reference file no.
OPA 126



legend



special policy areas

AREA	REFER TO POLICY
1(a)	A.2.9.1.
1(b)	A.2.9.1.
2	A.2.9.2.
3	A.2.9.3.
4	A.2.9.3.1.
5	A.2.9.3.2.
6	A.2.9.3.3.
7	A.2.9.3.4.
8	A.2.9.3.5.
9	A.2.9.3.6.
10	A.2.9.3.7.
10(a)	A.2.9.3.8.
11	A.2.9.3.9.
11(a)	A.2.9.3.9.
16	A.2.9.3.14.
17	A.2.9.3.15.
18	A.2.9.3.16.
19	A.2.9.3.17.
20	A.2.9.3.18.
26	A.2.9.3.21.
27	A.2.9.3.22.
29	A.2.9.3.24.
30	A.2.9.3.25.
31	A.2.9.3.26.
31(a)	A.2.9.3.26.
31(b)	A.2.9.3.26.
31(c)	A.2.9.3.26.
32	A.2.9.3.27.
33	A.2.9.3.28.
34	A.2.9.3.29.
35	A.2.9.3.30.
36	A.2.9.3.31.
37	A.2.9.3.32.
38	"Deleted"
40	A.2.9.3.35.
41	A.2.9.3.36.
42	A.2.9.3.37.
43	A.2.9.3.38.
45	A.2.9.3.40.
46	A.2.9.3.41.
47	A.2.9.3.42.
48	"Deleted"
49	A.2.9.3.44.
50	A.2.9.3.45.
51	A.2.9.3.46.
52	A.2.9.3.47.
53	"Deleted"
54	"Deleted"
55	A.2.9.3.50.
56	A.2.9.3.51.
62	A.2.9.3.57.
63	A.2.9.3.58.
64	A.2.9.3.59.

Refer to Schedule B-1 for Special Policy Areas
in the Downtown
Refer to Schedule B-3 for Special Policy Areas
in the East Mountain Industrial-Business Park

schedule B

to the official plan

for

the city of Hamilton

February, 1993

The Corporation of the City of Hamilton

BY-LAW NO. 94- 129

To Adopt:

Official Plan Amendment No. 127

Respecting:

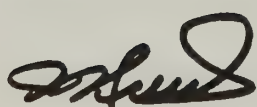
**LANDS LOCATED ON THE WEST SIDE OF WALNUT STREET,
NORTH OF FOREST AVENUE,
AND KNOWN MUNICIPALLY AS NO. 180 WALNUT STREET
WITHIN THE CORKTOWN NEIGHBOURHOOD**

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 127 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 26th day of July

A.D. 1994



CITY CLERK



MAYOR

Amendment No. 127
to the
City of Hamilton Official Plan

The following text, together with Schedule "B-1", attached hereto, constitutes Official Plan Amendment No. 127.

Purpose:

The purpose of this Amendment is to establish "Special Policy Area 67" for 180 Walnut Street to permit a restaurant within the "Residential" designation.

Location:

The lands affected by this Amendment are situated on the west side of Walnut Street, north of Forest Avenue, and known municipally as No. 180 Walnut Street, within the Corktown Neighbourhood.

Basis:

The basis for permitting a restaurant within the existing building at 180 Walnut Street is as follows:

- 1) it provides for an adaptive re-use of a listed building of Architectural and/or Historical interest;
- 2) it will serve the needs of residents of the local area.

Actual Changes:

- 1) Schedule "B-1" - Other Special Policy Areas be revised by adding the subject lands as Special Policy Area 67, as shown on the attached Schedule "B-1" of this Amendment; and,

- 2) Section A.2.9.3 be amended by adding the following as Policy A.2.9.3.62:

"Notwithstanding Subsection A.2.1 - Residential Uses, for those lands shown on Schedule "B-1" as SPECIAL POLICY AREA 67, and known municipally as 180 Walnut Street, a restaurant shall be permitted only within the existing building.

Implementation:

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 94-129 , passed on the 26th day of July , 1994.

The Corporation of the
City of Hamilton



City Clerk

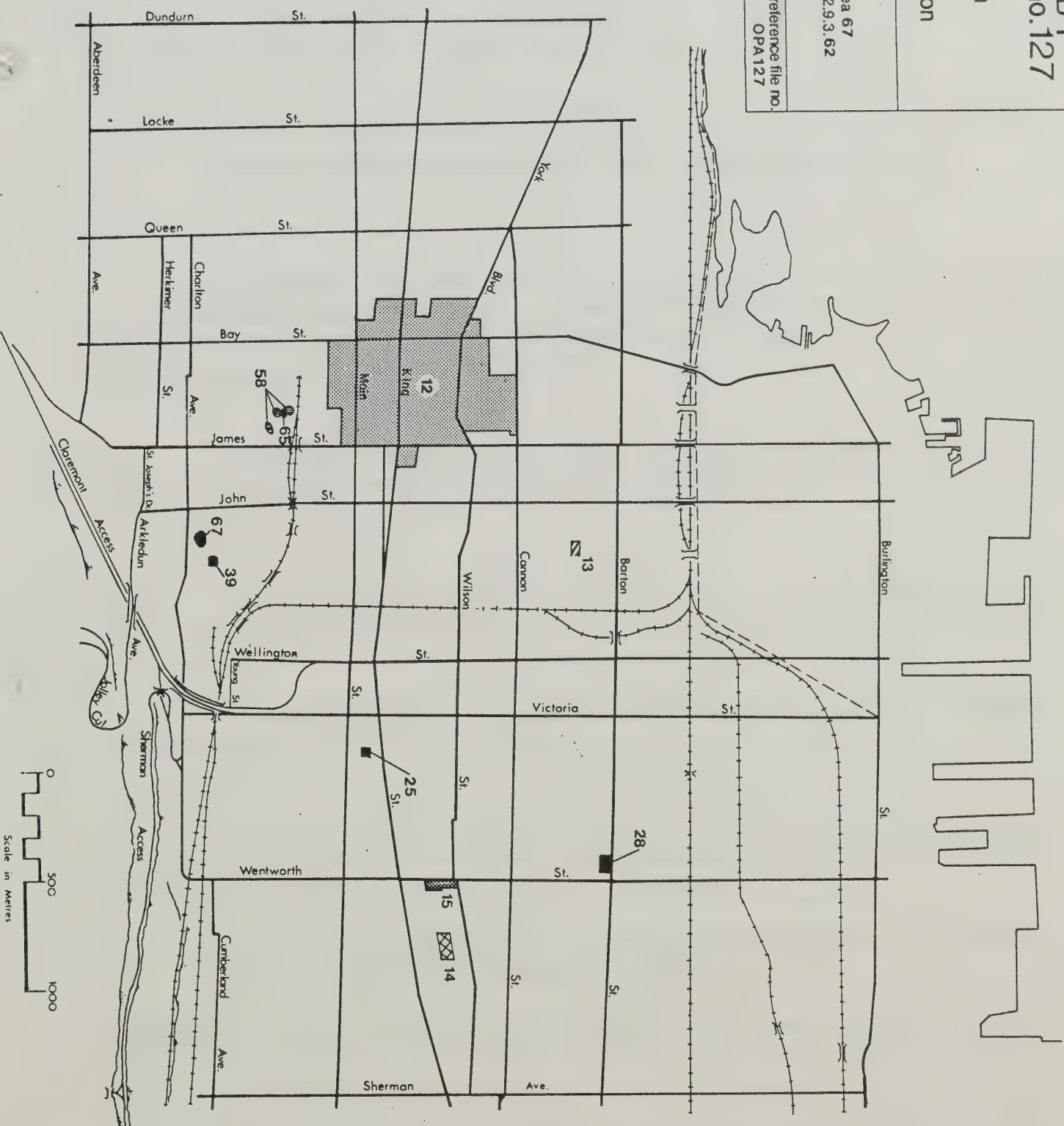


Mayor

schedule B-1
to the
official plan
for the
city of hamilton

legend
Special Policy Area 67
Refer to Policy A.2.9.3.62

date
June, 1994
drawn by
M. M.
reference file no.
OPA127



other special
policy areas

By-Law 94-129

legend

- 12 refer to policy A.2.9.3.10
- 13 refer to policy A.2.9.3.11
- 14 refer to policy A.2.9.3.12
- 15 refer to policy A.2.9.3.13
- 25 refer to policy A.2.9.3.20
- 28 refer to policy A.2.9.3.23
- 39 refer to policy A.2.9.3.34
- 58 refer to policy A.2.9.3.53
- 65 refer to policy A.2.9.3.60

schedule B-1

to the official plan
for
the city of hamilton
February, 1993

The Corporation of the City of Hamilton

BY-LAW NO. 94- 130

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 9 BRANTDALE AVENUE

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the special condition relating to this rezoning, referred to in Section 14 of the 18th Report of the Planning and Development Committee adopted by City Council on the 27th day of October 1992, has been satisfied;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-7 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "G-3" (Public Parking Lots) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "G-3" (Public Parking Lots) District provisions, as contained in Section 13C of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirement that,

- (i) notwithstanding Section 13C(4)(i) of Zoning By-law No. 6593, a landscape planting strip having a minimum width of 3.0 m shall be provided and maintained along the street line (northerly property line), except for any area used for vehicular access.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-3" District provisions, subject to the special requirement referred to in section 2.

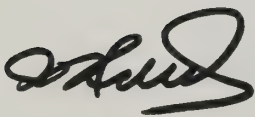
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1289.

5. Sheet No. W-7 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1289.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this *26th* day of *July*

A.D. 1994



CITY CLERK




MAYOR

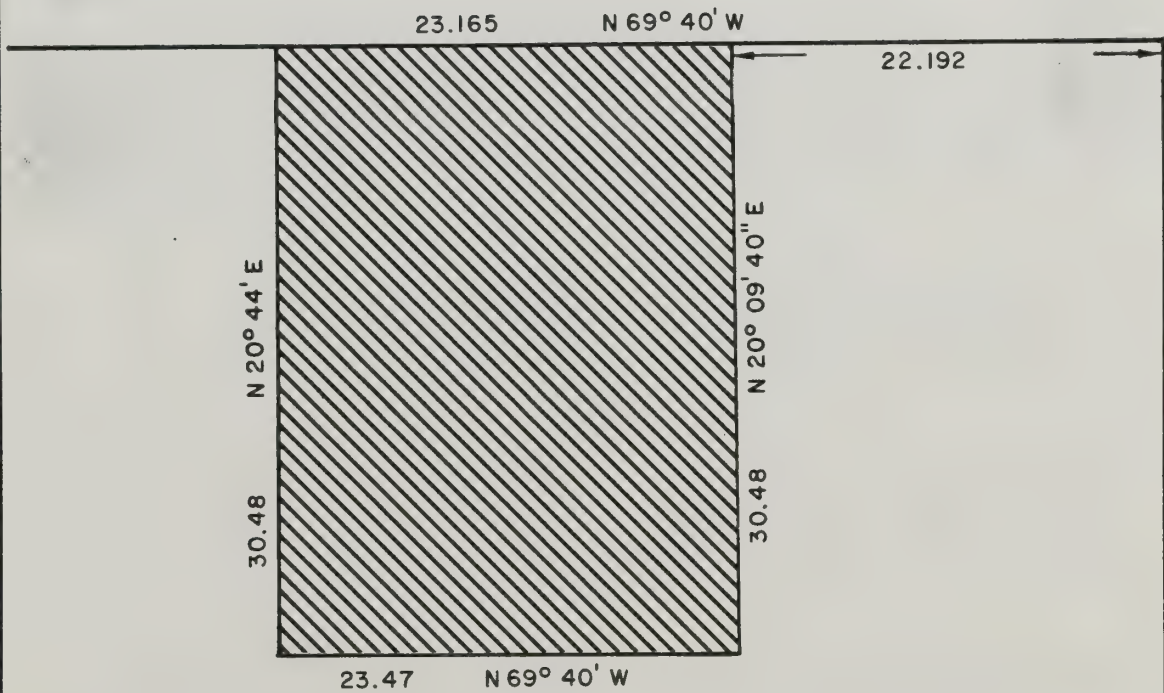
(1992) 18 R.P.D.C. 14, October 27

(1994) 10 R.P.D.C. 19, June 28

Peter Esposto, Owner

ZA-92-35

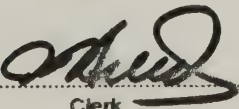
BRANTDALE AVENUE



UPPER JAMES STREET

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94130
Passed the ..26th day of July....., 1994


Clerk


Mayor

City of Hamilton
Schedule A

Map Forming Part of
By-Law No. 94130
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"C" (Urban Protected Residential, etc.)
District to "G-3" (Public Parking Lots)
District, modified.

North



Scale
NOT TO SCALE

Date
OCTOBER, 1992

Reference File No.
ZA 92-35

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 94- 131

To Amend:

By-Law No. 74-74

TO AMEND THE PROPERTY STANDARDS BY-LAW

WHEREAS the Council of the Corporation of the City of Hamilton passed By-Law No. 74-74 on the 30th day of April 1974, in accordance with the Planning Act, R.S.O. 1970, Chapter 349, Section 36, (now the Planning Act R.S.O. 1990, Chapter 13 authorizing a Council to enact a by-law,

- a) for prescribing standards for the maintenance and occupancy of property within the municipality or within any defined area or areas and for prohibiting the occupancy or use of such property that does not conform with the standards;
- b) for requiring property that does not conform with the standard to be repaired and maintained to conform with the standards or for the site to be cleared of all buildings, structures, debris or refuse and left in a graded and levelled condition;

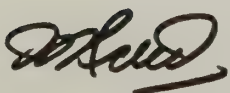
AND WHEREAS the Council of The Corporation of the City of Hamilton on (date), in adopting Item (number) of the (number) Report of the Planning and Development Committee, authorized this By-Law.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

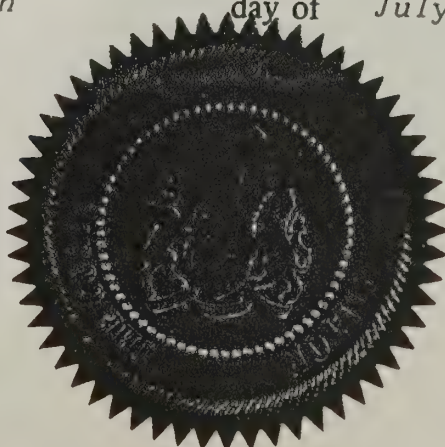
1. Section 19 of By-Law 74-74 is amended by adding the following subsection:
 - (7)
 - (i) "Exterior walls of a building or structure and their components shall be maintained free of painted slogans, graffiti or similar defacements"; and,
 - (ii) Exterior walls of a building or structure, and their components, shall be maintained free of posters or advertisements which are:
 - a) for events which have already occurred; or
 - b) which are, or may become, loosened, dislodged, torn or otherwise in a condition which may permit them to detach and become litter.
2. In all other respects By-Law No. 74-74 is hereby confirmed, unchanged.

PASSED this 26th day of July

A.D. 1994.



CITY CLERK




Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 94- 132

To Amend:

By-Law No. 92-094

APPOINTMENT OF INSPECTORS

WHEREAS By-Law No. 92-094, passed on the 31st day of March, 1992, provided for the appointment of the Chief Building Officials and Inspectors under The Building Code Act, R.S.O. 1990, Chapter 13.

AND WHEREAS it is intended to provide for additional Inspectors.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause 9 of By-Law 92-094 is amended by adding thereto the following names:

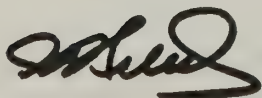
- i) Gail Stevenson
- ii) Douglas Tam
- iii) Zoran Kristo
- iv) Frank Genovese
- v) Alison Orr
- vi) Marianne Lyon
- vii) Sarah Bradley
- viii) Erin McClintock
- ix) Joyanne Beckett

2. Clause 9 be further amended by deleting the following names:

- i) Rae Ilton
- ii) Alexander Fedora
- iii) Charles Hewitt
- iv) Gail Nolan

3. In all other respects By-Law No. 92-094 is hereby confirmed, unchanged.

PASSED THIS 26th day of July A.D. 1994



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94- 133

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT THE NORTH-WEST CORNER OF GARTH STREET
AND RYMAL ROAD WEST**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 124, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-27D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, the land comprised in Block 1; and
- (b) by changing from "AA" (Agricultural) District to "G-4" (Designed Neighbourhood Shopping Area) District, the land comprised in Blocks 2 and 3,

the extent and boundaries of each of which Blocks 1, 2 and 3 are shown on a plan hereto annexed as Schedule "A".

2. The "G-4" (Designed Neighbourhood Shopping Area) District provisions, as contained in Section 13D of Zoning By-law No. 6593, applicable to the lands referred to in section 1(b) are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 13D.(1) of Zoning By-law No. 6593, only the following commercial uses shall be permitted on Block 2 of the subject lands:
 - 1. Medical Office.
 - 2. Medical Laboratory.
 - 3. Pharmacy.

4. Physiotherapy Office.
5. X-ray Office.
6. Optician Office.
7. Retail Sale and Rental of Personal Health Aids;

- (b) notwithstanding Section 13D.(5) of Zoning By-law No. 6593, the combined area of Blocks 2 and 3 shall not exceed 10,548.0 m²;
- (c) a minimum 6.0 m planting strip, and a visual barrier not less than 1.2 m in height and not greater than 2.0 m in height, shall be provided and maintained along the entire northerly lot line of Blocks 2 and 3, and westerly lot line of Block 2; and
- (d) a minimum 3.0 m planting strip shall be provided and maintained along the entire southerly lot line of Blocks 2 and 3, and easterly lot line of Block 3, except for the area used for access driveways.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-4" District provisions, subject to the special requirements referred to in section 2.

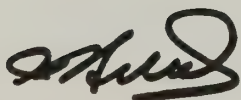
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1330.

5. Sheet No. W-27D of the District Maps is amended by marking the lands referred to in section 1(b) of this by-law, S-1330.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 26th day of July

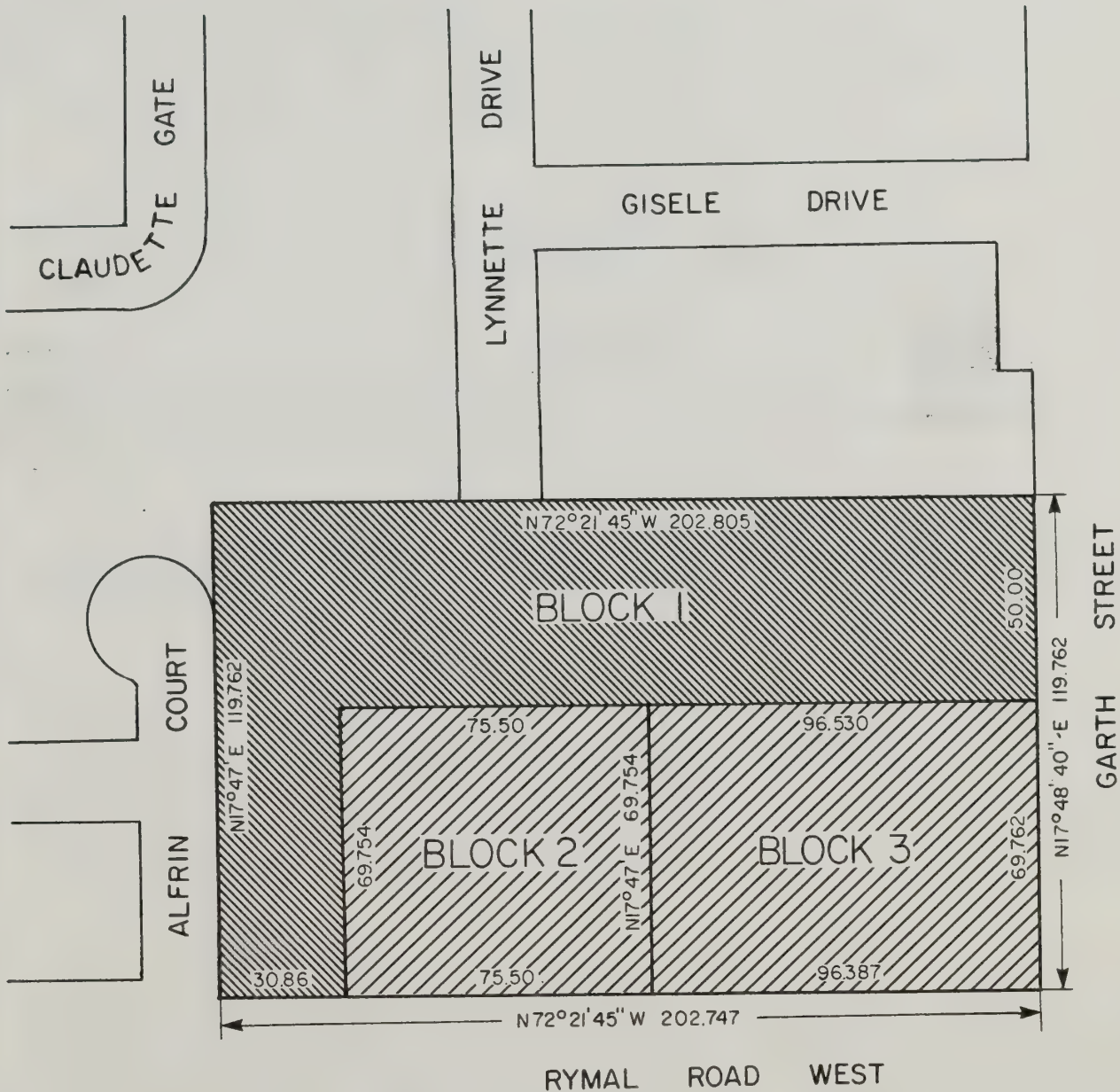
A.D. 1994



CITY CLERK




MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-133...
Passed the 26th day of July, 1994.

[Signature]
Clerk

[Signature]
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 94-133..
to Amend By-Law No. 6593

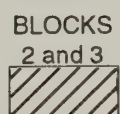
Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from "AA"(Agricultural)
District to:



"C"(Urban Protected Residential, etc.)District



"G-4"(Designed Neighbourhood
Shopping Area) District, modified.

North



Scale
Not to Scale

Date
JUNE 1994

Reference File No.
ZAC-93-39

Drawn By
E. C.

The Corporation of the City of Hamilton

BY-LAW NO. 94- 134

To Amend:

Zoning By-law No. 6593
As Amended by Zoning By-law No. 75-190

Respecting:

LAND LOCATED AT MUNICIPAL NO. 44 GREENDALE DRIVE

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 75-190 on the 24th day of June 1975 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "C" District, in respect of the land located at Municipal No. 1230 Garth Street, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was approved by the Ontario Municipal Board by Order dated the 23rd day of December 1975;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 126, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, as amended by By-law No. 75-190, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are further amended to the extent only of the special requirement that,

(a) paragraph 1 of Section 2 of By-law No. 75-190 is deleted and replaced with the following:

- "1. That notwithstanding Section 9(1)(iii) of Zoning By-law No. 6593, a day nursery for the accommodation of not more than 104 children will be permitted; and
2. That notwithstanding Section 9(1) of Zoning By-law No. 6593, an administrative office for a child care agency only will be permitted in conjunction with an existing day nursery."

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirement referred to in section 1 of this by-law.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-420a.

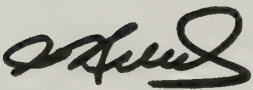
4. Sheet No. W-27B of the District Maps is amended by marking the lands referred to in section 1 of By-law No. 75-190 and section 1 of this by-law, S-420a.

5. In all other respects, By-law No. 75-190 is hereby confirmed, unchanged.

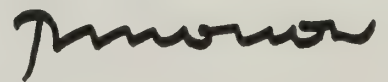
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 26th day of July

A.D. 1994

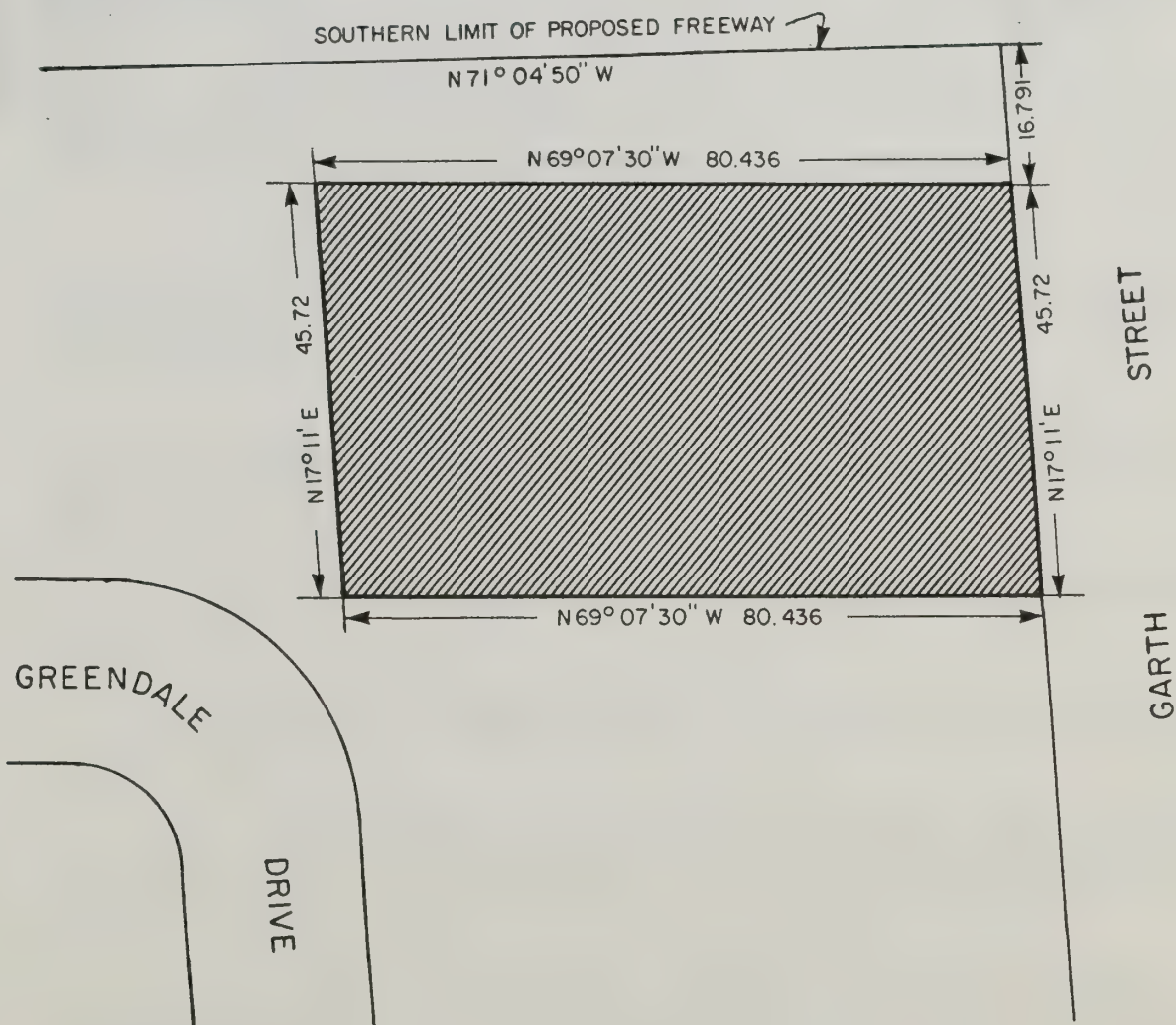


CITY CLERK



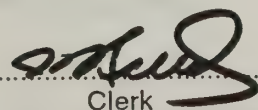
MAYOR

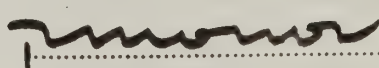




NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-...134.
 Passed the 26th day of July, 1994.


 Clerk


 Mayor

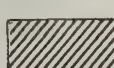
City of Hamilton

Schedule A

Map Forming Part of
 By-Law No. 94-...134..
 to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
 Planning and Development Department

Legend

 Lands to be regulated by
 By-Law No. 94-...134..

	Scale Not to Scale	Reference File No. ZAC-94-09
	Date JUNE 1994	Drawn By E.C.

The Corporation of the City of Hamilton

BY-LAW NO. 94-135

To Authorize

1994 DEBENTURE PROJECTS AND AMOUNTS

WHEREAS Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 1 of the Fourth Report of the Committee of the Whole on March 29, 1994 authorized the projects appearing in Schedule "A" to this By-law;

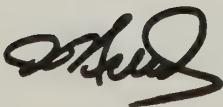
AND WHEREAS the financial commitments, liabilities and debt charges of the projects listed in Schedule "A" and The Corporation of the City of Hamilton's other debts and debt charges will not exceed the City's debt limit as specified by the Municipal Act and Regulation 710/92;

AND WHEREAS on June 27, 1994, the Federal Government and Provincial Government approved the projects appearing on Schedule "A" as part of the Infrastructure Program;

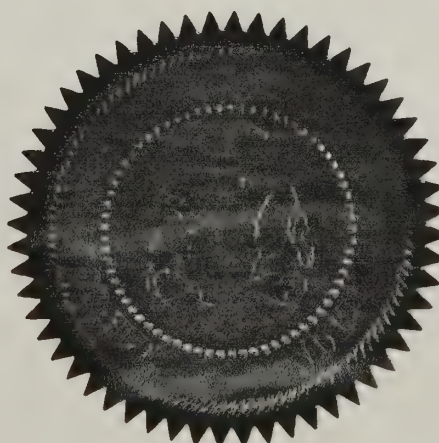
NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. The projects listed in Schedule "A" attach to and form part of this By-law and are hereby approved.
2. The City Treasurer is authorized to arrange the issuance of the necessary debentures to a maximum of \$3,276,352.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth and chargeable to the City.
3. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to this By-law.

PASSED this 26th day of July , 1994.



City Clerk



Mayor

SCHEDULE "A" TO BY-LAW 94- 135

<u>Project</u>	<u>Gross Cost</u>	<u>Federal & Provincial Subsidies</u>	<u>Debenture Amount</u>	<u>Term of Debenture</u>
1) Barrier Free Design Access - All City Owned Buildings	\$2,900,000	\$1,933,333	\$ 966,667	20 years
2) Barrier Free Design Access - Recreation Buildings (Dalewood)	188,000	125,333	62,667	20 years
3) Ivor Wynne Stadium Improvements	2,673,055	1,782,037	891,018	20 years
4) Roadway & Sidewalk Reconstruc- tion - Various Locations	3,800,000	2,533,333	1,266,667	20 years
5) Barrier-Free Access- Recreation Buildings	<u>268,000</u>	<u>178,667</u>	<u>89,333</u>	20 years
TOTALS	<u>\$9,829,055</u>	<u>\$6,552,703</u>	<u>\$3,276,352</u>	

\\BYLAW\\DEBENTU2.94

BY-LAW NO. 94 - 136

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 26TH DAY OF JULY A.D., 1994.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

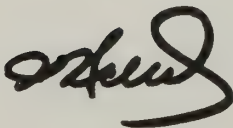
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 26th day of July A.D. 1994



CITY CLERK



MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 137

TO CLOSE A PORTION OF MEAD AVENUE
FOR A ONE YEAR PERIOD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, to establish and layout, widen, alter, divert, stop-up, lease, close or sell any highway or part of a highway; **AND WHEREAS** this portion of highway known as Mead Avenue is a local road under the jurisdiction of the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 6 of the 9th Report of the Transport and Environment Committee on June 28, 1994, authorized that steps be taken in accordance with the Municipal Act to advertise Notice of the City's intention to close for a one year period a portion of Mead Avenue as hereinafter described for the purpose of erecting thereon a vehicular barrier to prohibit through traffic during the one year period;

AND WHEREAS Notice of the City's intention to pass this By-law to authorize the said closure has been published as required by Section 300 of the Municipal Act for four (4) consecutive weeks in The Spectator, a newspaper having general circulation of the City of Hamilton: **AND WHEREAS** the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard no matter whether in objection to or in support of this By-law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

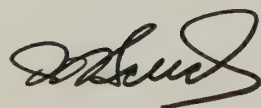
1. That the following described portion of Mead Avenue be closed, stopped up and retained by The Corporation of the City of Hamilton for a period of one year commencing on September 15, 1994 or the date of registration of this bylaw on title to Mead Avenue, whichever is later.

That portion of Mead Avenue, as established by City of Hamilton By-law No. 6752, a parcel of land comprised of the full width of Mead Avenue for a perpendicular distance of six feet (6'). The west limit of the said parcel commences at a point distant seven hundred and fifty-seven feet (757') east of the eastern limit of Parkdale Avenue (Road Allowance between Lots 32 & 33), and being part of Lot 32, Broken Front Concession, geographic township of Saltfleet, City of Hamilton, Regional Municipality of Hamilton-Wentworth.

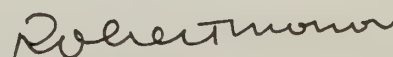
2. That the said closure and stopping up be limited to the surface of the said portion of Mead Avenue and not include nor affect the below grade soil and freehold of the said portion of the highway, which shall remain an open highway for use by utilities located below grade.

3. That the Director of Public Works be hereby authorized to close the said portion of Mead Avenue in accordance with the terms of this By-law.

PASSED this 30th day of August, 1994.



CITY CLERK



MAYOR

BY-LAW NO. 94 - 138

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Flatt	Northbound and Southbound	Glenside
Westinghouse	Northbound	Myler
Myler	Eastbound	Milton
Lottridge	Northbound and Southbound	Rosemont".

2. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following item, namely:-

"Upper Kenilworth	East	Fern to 69 feet south	Anytime".
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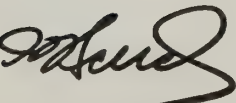
3. **Schedule 30 (Commercial Loading Zones)** is hereby amended by adding thereto the following item, namely:-

"Pescara	North	30 feet	130 feet east of Crerar	7:00 am - 7:00 pm".
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4. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by adding thereto the following item, namely:-

"Sanders	North	28 feet	36 feet east of West Park	8:00 am - 9:00 pm".
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PASSED this 30th day of August A.D. 1994.


CITY CLERK




MAYOR

BY-LAW NO. 94 - 139

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 26 (No Parking Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Third	East	Beach to northerly end	Anytime
Oriole	West	Martha to Glengrove	Anytime".

2. **Schedule 27 (Alternate Side Parking)** is hereby amended by adding thereto the following item, namely:-

"Broadway	West	East".
Main to Sussex		

3. **Schedule 24 (Parking Meter Locations)** is hereby amended by adding to **Section 2(a) (Two Hour Limit)** the following items, namely:-

"Locke	West	Main to Canada
Locke	East	Canada to Jackson".

4. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following items, namely:-

"Aikman	South	commencing at a point 180 feet east of Wentworth to a point 31 feet easterly therefrom	Anytime
Mars	South	commencing at a point 107 feet east of Douglas to a point 19 feet easterly therefrom	Anytime".

5. **Schedule 25 (Parking Time Limits)** is hereby amended by adding thereto the following item, namely:-

"Afton	Both	Lorne to Prospect	1 hr	8 am - 6 pm	Mon - Fri".
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6. **Schedule 23 (Hamilton Street Railway Bus Stops)** is hereby amended by:

a) deleting from the OUTBOUND Column the following items, namely:-

"Queensdale at East 34th
Queensdale at East 36th".

and by adding thereto the following items, namely:-

"Queensdale at East 33rd
Queensdale, 31.5 m west of East 36th (MB)".

b) by deleting from the INBOUND Column the following items, namely:-

"Queensdale at East 36th (FS)
Queensdale at East 34th (MB)
Queensdale at East 15th (MB)".

and by adding thereto the following items, namely:-

"Queensdale at East 36th
Queensdale at East 33rd
Queensdale at East 16th".

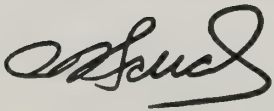
PASSED this

30th

day of

August

A.D. 1994.



CITY CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 140

**TO INCORPORATE PARTS 33 AND 34, ON PLAN 62R-11631
INTO ANNAPOLIS WAY**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Annapolis Way by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Annapolis Way.

Part of Lot 9, Concession 8, formerly in the township of Barton, designated as Parts 33 and 34, on Plan 62R-11631.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this *30th* day of *August* **A.D. 1994**



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 141

**TO INCORPORATE PARTS 4, 5 AND 6, PLAN 62R-12435
INTO ANNAPOLIS WAY**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Annapolis Way by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Annapolis Way.

Part of Lot 9, Concession 8, formerly in the township of Barton, designated as Parts 4, 5 and 6, on Plan 62R-12435.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this *30th* day of *August* A.D. 1994



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 142

TO INCORPORATE ALL OF BLOCK 12, PLAN 62M-634
INTO ARTISTIC BOULEVARD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Artistic Boulevard by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Artistic Boulevard.

All of Block 12, Plan 62M-634.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

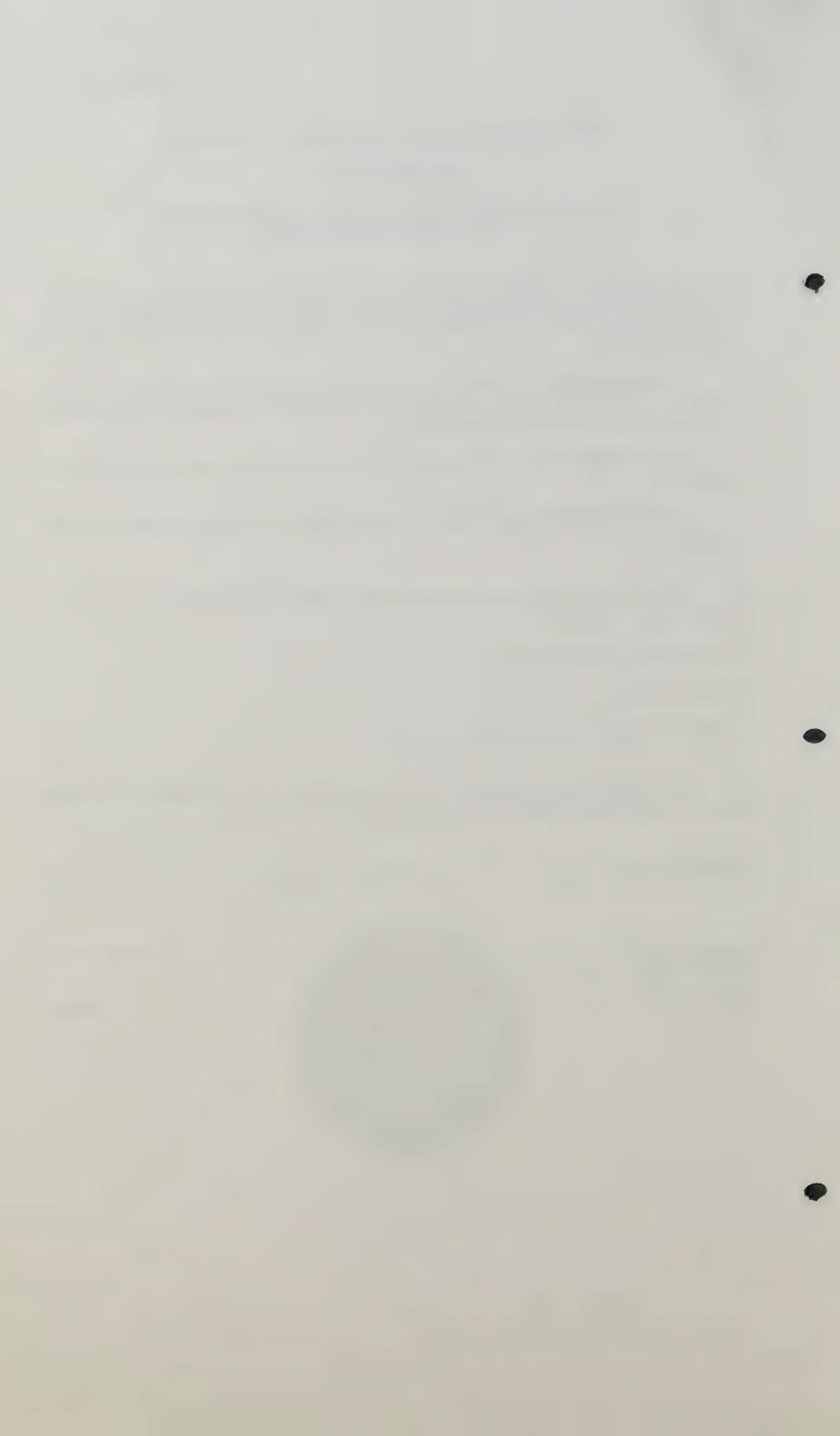
PASSED this 30th day of August A.D. 1994



City Clerk



Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 94- 143

To Amend:

Zoning By-law No. 6593
As Amended by Zoning By-law No. 89-313

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1430 UPPER WELLINGTON STREET

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 89-313 on the 31st day of October 1989 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "DE-3" District, in respect of the lands located at Municipal Nos. 197 and 211 Stone Church Road East, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(21) of the Planning Act, R.S.O. 1990, Chapter P.13;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "DE-3" (Multiple Dwellings) District provisions, as contained in Section 10C of Zoning By-law No. 6593, as amended by By-law No. 89-313, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

(a) clause (a) of Section 2 of By-law No. 89-313 is deleted and replaced with the following:

"(a) notwithstanding the provisions of Section 10C(1) of By-law No. 6593, only the following use shall be permitted:

1. a combined two storey 120 bed nursing home and a three storey 83 unit senior citizens multiple dwelling;"

(b) clause (e) of Section 2 of By-law No. 89-313 is deleted and replaced with the following:

"(e) notwithstanding TABLE 1 referred to in Section 18A of By-law No. 6593, not less than 78 parking spaces shall be provided and maintained for the combined nursing home/senior citizens multiple dwelling use referred to in clause (a);".

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-3" District provisions, subject to the special requirements referred to in section 2 of By-law No. 89-313 and in section 1 of this by-law.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1140a.

4. Sheet No. E-9C of the District Maps is amended by marking the lands referred to in section 1 of By-law No. 89-313 and in section 1 of this by-law, S-1140a.

5. In all other respects, By-law No. 89-313 is hereby confirmed, unchanged.

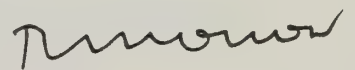
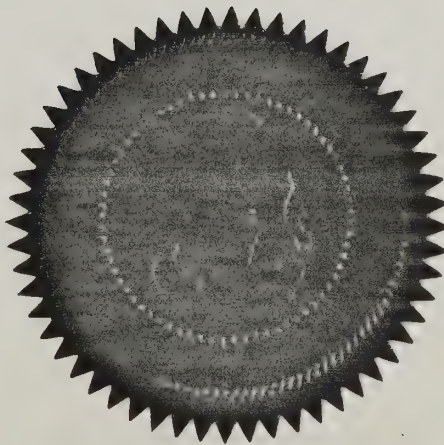
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 30th day of August

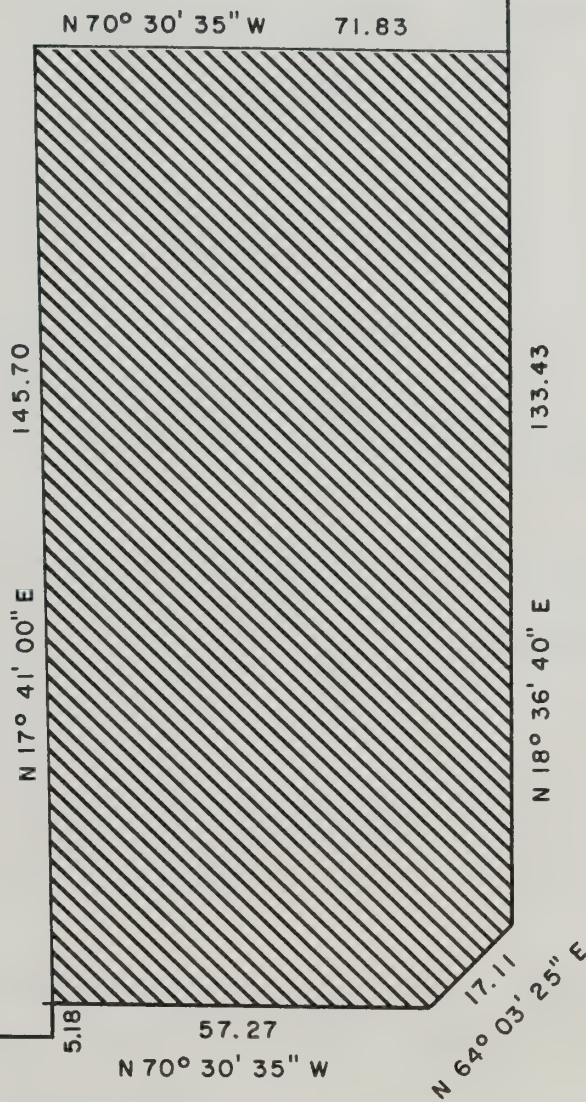
A.D. 1994



CITY CLERK



MAYOR

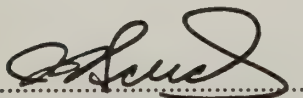


UPPER WELLINGTON STREET

STONE CHURCH ROAD EAST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-.....
Passed the day of, 1994.


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 94-.....
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 94-.....

North



Scale
Not to Scale

Date
JULY 1994

Reference File No.
ZAR-94-12

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 94- 144

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT
MUNICIPAL NOS. 261 AND 263 WELLINGTON STREET NORTH**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the special condition relating to this rezoning, referred to in Section 12 of the 2nd Report of the Planning and Development Committee adopted by City Council on the 28th day of January 1992, has been satisfied.

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-3 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District to "H" (Community Shopping and Commercial, etc.) District, the land comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the lands comprised in Blocks 1 and 2, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

- (a) a parking lot shall be permitted only accessory to the use of land located at No. 222 Barton Street East, subject to the following:
 - 1. a front yard set back of not less than 3.0 m shall be required and shall be provided and maintained as a landscaped strip, except for that area required for a driveway access onto Wellington Street North;

2. a planting strip not less than 1.5 m in width shall be provided and maintained along the southerly lot line;
3. a visual barrier not less than 1.2 m in height and not more than 2.0 m in height shall be provided and maintained along the southerly lot line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1259.

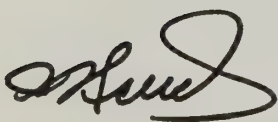
5. Sheet No. E-3 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1259.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 30th day of

August

A.D. 1994



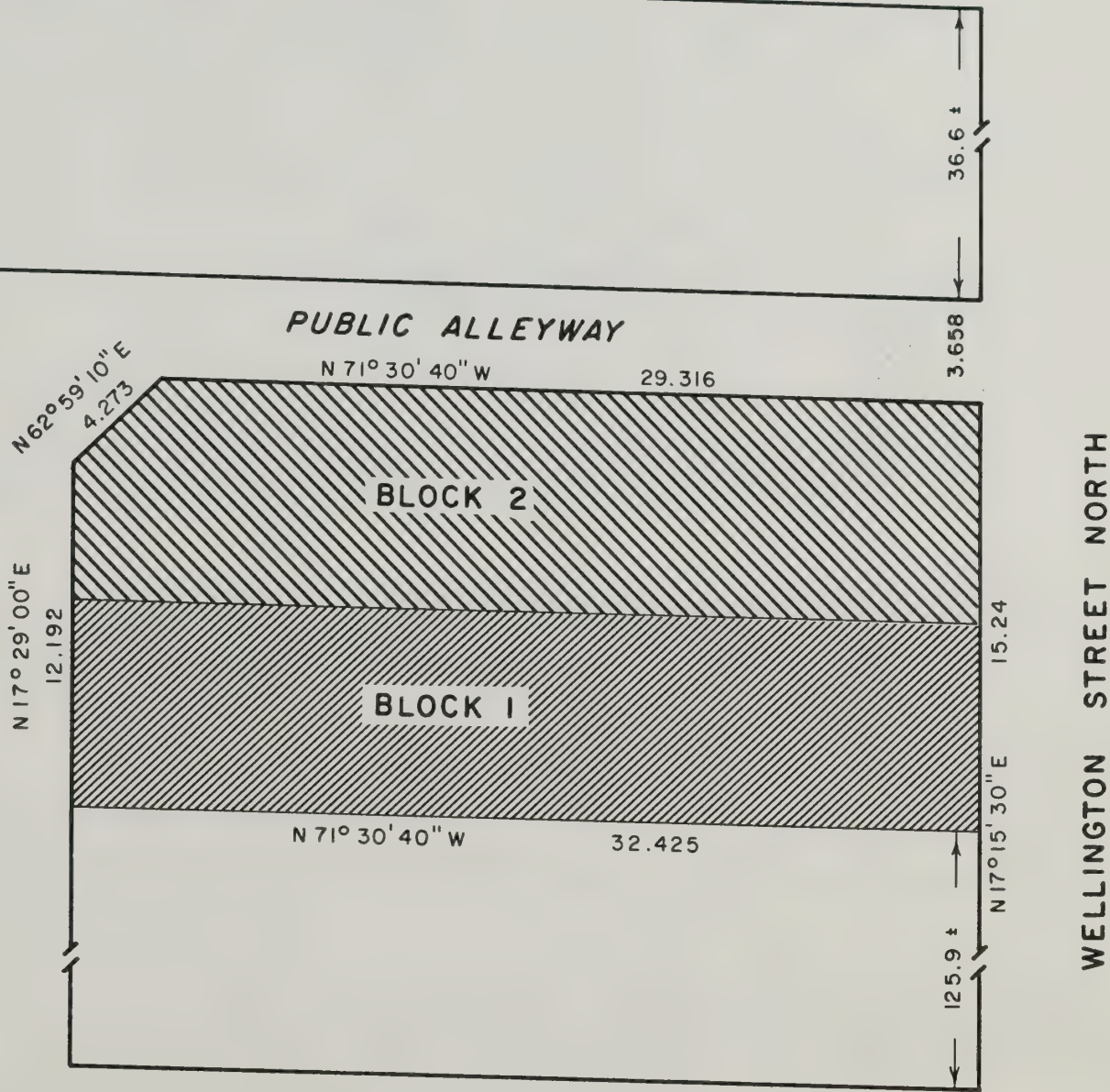
CITY CLERK




MAYOR

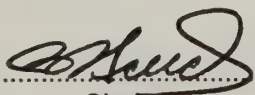
(1992) 2 R.P.D.C. 12, January 28
 467052 Ontario Ltd.
 (E. Kennish, President), Owner
 ZA-91-68

BARTON STREET EAST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-.....
Passed the day of , 1994.


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 94-.....
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:

- BLOCK 1 "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "H" (Community Shopping and Commercial, etc.) District, modified.
- BLOCK 2 Modification to the "H" (Community Shopping and Commercial, etc.) District.

North



Scale
Not to Scale

Date
JUNE 1994

Reference File No.
ZA-91-68

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 94- 145

To Amend:

Zoning By-law No. 6593
As Amended by By-law No. 92-281
and By-law No. 93-063

Respecting:

**FRONT YARD PARKING FOR SINGLE, TWO, THREE FAMILY
AND CONVERTED DWELLINGS IN RESIDENTIAL DISTRICTS**

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 92-281 on the 10th day of November 1992 to amend Zoning By-law No. 6593 to provide for a general text amendment to implement the "Housing Intensification Strategy" respecting residential conversion, as adopted by City Council on the 25th day of June 1991;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 93-063 on the 30th day of March 1993 to further amend Zoning By-law No. 6593, as amended by By-law No. 92-281, to modify the front yard parking requirements for single and two family dwellings in residential districts;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 3 of the 11th Report of the Planning and Development Committee at its meeting held on the 26th day of July 1994, recommended that Zoning By-law No. 6593, as amended by By-law No. 92-281 and By-law No. 93-063, be further amended to modify the front yard parking regulations for single, two, three family and converted dwellings, as hereinafter provided;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 18A(14a) of Zoning By-law No. 6593 is amended by:
 - (i) deleting the word "and" between the words "single family dwellings" and "two family dwellings" and replacing it with a comma; and,
 - (ii) adding the words "and three family dwellings" between the words "dwellings" and "erected";
 - (iii) replacing the words "parking area" with "parking space"; and,
 - (iv) adding the words "for a single family dwelling, two family dwelling and three family dwelling" between the words "space" and "in";

so the entire clause reads as follows:

"Except for single family dwellings, two family dwellings **and three family dwellings** erected prior to the 14th day of December 1971, no part of a required parking space for a single family dwelling, two family dwelling or three family dwelling in a residential districts shall be located in a required front yard and not less than 50% of the gross area of the front yard shall be used for a landscaped area excluding concrete, asphalt, gravel, pavers or other similar materials."

2. Section 18A(14b) of the said by-law is amended by:

- (i) deleting the word "and" between the words "single family dwellings" and "two family dwellings"; and replacing it with a comma; and,
- (ii) adding the words "and three family dwellings" between the words "dwellings" and "erected";

so the clause reads as follows:

"For single family dwellings, two family dwellings and **three family dwellings** erected prior to the 14th day of December..."

3. Section 18A of the said by-law is amended by adding a new clause as (14c) as follows:

"Where a single family dwelling, two family dwelling or three family dwelling in a residential district is located on a corner lot, parking may be permitted in the side yard that abuts the street line provided that:

- i) the area for parking shall not occupy more than 50% of the gross area of the side yard; and,
- ii) not less than 50% of the gross area of the side yard shall be used for a landscaped area, excluding concrete, asphalt, gravel, pavers or other similar materials."

4. Section 18A of the said by-law is amended by adding a new clause as (14d) as follows:

"For the purposes of clauses (14a) and (14b), the gross area of the front yard shall be calculated as the area between the front lot line and the front of the principle dwelling and the area extending from the side lot line to side lot line but subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;
- (iv) front steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms; and,
- (x) a walkway between the front entrance of the principle dwelling and the front lot line or driveway with a maximum width of 0.6 m."

5. Section 18A of the said by-law is amended by adding a new clause (14e) as follows:

"For purposes of clause (14c), the gross area of the side yard shall be calculated as the area between the side lot line and a principle dwelling and the area extending from the front yard to the rear yard subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;
- (iv) side steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms;
- (x) alcoves;
- (xi) stairwells; and,
- (xii) a walkway located in the side yard between the area extending from the front yard to the rear yard of the principle dwelling with a maximum width of 0.6 m."

6. Section 18A of the said by-law is amended by adding a new clause as (14f) as follows:

"Notwithstanding clauses (14a) and (14b), in cases where at least half the front lot line is curved and the landscaped area of the front yard is less than 50%, the following exemptions for the calculation of the gross area of the front yard shall apply:

- i) a driveway between the front entrance of the garage and the front lot line with maximum width of:
 - 1) 3.0 m for each door of a one, two or three car garage; or,
 - 2) 5.5 m for a double door of a two car garage; and,
- ii) a walkway between the front entrance of the principle dwelling and the front lot line or driveway with a maximum width of 0.6 m.

provided all the remaining area shall be landscaped excluding concrete, asphalt, gravel, pavers or other similar materials."

7. Section 18A of the said by-law is amended by adding a new clause (14g) as follows:

"Notwithstanding (14a) and (14b), no part of the required parking area in a residential district shall be located in a required front yard."

8. Section 19.(1)(v) of the said by-law is amended by adding a new subclause (4) as follows:

"where a side yard abuts a street line, not less than 50% of the gross area of the side yard shall be used for a landscaped area excluding concrete, asphalt, gravel, pavers or other similar materials."

9. Section 19.(1) of the said by-law is amended by adding a new clause (vi) as follows:

"For the purposes of clause 19.(1)(v), the gross area of the front yard shall be calculated as the area between the front lot line and the front of the principle dwelling and the area extending from the side lot line to side lot line but subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;
- (iv) front steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms; and,
- (x) a walkway between the front entrance of the principle dwelling and the front lot line or driveway with a maximum width of 0.6 m."

10. Section 19.(1) of the said by-law is amended by adding a new clause (vii) to define the "gross area of the side yard" as follows:

"For purposes of clause 19(1)(v)(4), the gross area of the side yard shall be calculated as the area between the side lot line and a principle dwelling and the area extending from the front yard to the rear yard but subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;
- (iv) side steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms;
- (x) alcoves;
- (xi) stairwells; and,
- (xii) a walkway located in the side yard between the area extending from the front yard to the rear yard of the principle dwelling with a maximum width of 0.6 m."

11. Section 19.(1) of the said by-law is amended by adding a new clause (viii) as follows:

"Notwithstanding clause 19.(1)(v), in cases where at least half the front lot line is curved and the landscaped area of the front yard is less than 50%, the following exemptions for the calculation of the gross area of the front yard shall apply:

- i) a driveway between the front entrance of the garage and the front lot line with maximum width of:
 - 1) 3.0 m for each door of a one, two or three car garage; or,
 - 2) 5.5 m for a double door of a two car garage; and,
- ii) a walkway between the front entrance of the principle dwelling and the front lot line or driveway with a maximum width of 0.6 m.

provided all the remaining area shall be landscaped excluding concrete, asphalt, gravel, pavers or other similar materials."

12. Section 19.(2)(vi) of the said by-law is amended by adding a new subclause (4) as follows:

"where a side yard abuts a street line, not less than 50% of the gross area of the side yard shall be used for a landscaped area excluding concrete, asphalt, gravel, pavers or other similar materials."

13. Section 19.(2) of the said by-law is amended by adding a new clause (vii) as follows:

"For the purposes of clause 19.(2)(vi), the gross area of the front yard shall be calculated as the area between the front lot line and the front of the principle dwelling and the area extending from the side lot line to side lot line but subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;
- (iv) front steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms; and,
- (x) a walkway between the front entrance of the principle building and the front lot line or driveway with a maximum width of 0.6 m."

14. Section 19.(2) of the said by-law is amended by adding a new clause (viii) as follows:

"For purposes of clause 19(2)(vi)(4), the gross area of the side yard shall be calculated as the area between the side lot line and a principle dwelling and the area extending from the front yard to the rear yard subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;
- (iv) side steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms;
- (x) alcoves;
- (xi) stairwells; and,
- (xii) a walkway located in the side yard between the area extending from the front yard to the rear yard of the principle dwelling with a maximum width of 0.6 m."

15. Section 19.(2) of the said by-law is amended by adding a new clause (ix) as follows:

"Notwithstanding clause 19.(2)(vi), in cases where at least half the front lot line is curved and the landscaped area of the front yard is less than 50%, the following exemptions for the calculation of the gross area of the front yard shall apply:

- i) a driveway between the front entrance of the garage and the front lot line with maximum width of:
 - 1) 3.0 m for each door of a one, two or three car garage; or,
 - 2) 5.5 m for a double door of a two car garage; and,
- ii) a walkway between the front entrance of the principle dwelling and the front lot line or driveway with a maximum width of 0.6 m.

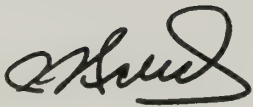
provided all the remaining area shall be landscaped excluding concrete, asphalt, gravel, pavers or other similar materials."

16. In all other respects, By-law No. 6593, as amended by By-law No. 92-281 and By-law No. 93-063, is hereby confirmed, unchanged.

17. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 30th day of August

A.D. 1994



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94 - 146

To Adopt

Official Plan Amendment No. 128

Respecting:

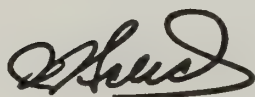
HOUSEKEEPING AMENDMENT

The Council of the Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 128 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 30th day of August

A.D. 1994



CITY CLERK



MAYOR

Amendment No. 128
to the
City of Hamilton Official Plan

The following text, together with Schedules "A", "B", "B-3", "C" and "D", attached hereto, constitutes Official Plan Amendment No. 128.

Purpose:

The purpose of this Amendment is to incorporate a number of changes to the Official Plan, which have created out-of-date policies and land use designations, and inconsistencies in wording.

Basis:

It is imperative the Official Plan is updated often to ensure it remains relevant to the planning principles of the 1990's. In this regard, housekeeping amendments are processed on a regular basis. This amendment is the fifth housekeeping amendment since 1982.

Actual Changes:

1) Subsection A.2.1 - Residential Uses, **Policy A.2.1.3**, be revised by:

- i) deleting the words "*deemed necessary by Council to*"; and,
- ii) replacing the word "serve" with "*serving*";

so the entire Policy reads as follows:

"2.1.3 Within areas designated RESIDENTIAL, land uses compatible to dwellings and *serving* the needs of local residents will be permitted, including, but not limited to: ..."

- 2) Subsection A.2.1 - Residential Uses, **Policy A.2.1.15**, be revised by:

- i) deleting the words "*Rail Service*";
- ii) adding an "s" to the word "Subsection"; and,
- ii) adding the words "*C.2 and C.9*" after the words "Subsection B.3.5,";

so the entire Policy reads as follows:

"2.1.15 Prior to the approval of RESIDENTIAL development adjacent to railway rights-of-way, Council will have regard for the requirements of Subsections B.3.5, *C.2 and C.9*."

- 3) Subsection A.2.2 - Commercial Uses, **Policy A.2.2.1**, be revised by adding the words '*where one exists*' after the words, "provided that they have been designated in the Neighbourhood Plan"; so the entire policy reads as follows:

"2.2.1 The primary uses permitted in areas exceeding .4 hectare in size as COMMERCIAL will be for Commerce. In this regard, Commerce is defined as establishments involved in the buying and selling of goods and services; business offices; and hotels, convention and entertainment facilities. In addition, to the primary permitted uses, the following may be permitted within COMMERCIAL areas provided that they have been designated in the Neighbourhood Plan, *where one exists:.....*"

- 4) Subsection A.2.3 - Industrial Uses, **Policy A.2.3.38** be revised by adding the words '*and Schedule "B-3" - Other Special Policy Areas*' at the end of the first paragraph, so the first paragraph of the Policy reads as follows:

"2.3.38 Notwithstanding the foregoing, Industrial Uses are not permitted on lands designated Escarpment Natural Area and Escarpment Protection Area in the Niagara Escarpment Plan, as identified by Special Policy Area "1a" and "1b" on Schedule "B" - Special Policy Areas *and Schedule "B-3" - Other Special Policy Areas*."

- 5) Subsection A.2.4 - Open Space Uses, **Policy A.2.4.2** be revised by adding the words '*and Schedule B-3 - Other Special Policy Areas*' at the end of the second paragraph, so the second paragraph of the Policy reads as follows:

"2.6.4 Notwithstanding the policies set out above, the development of any new MAJOR INSTITUTIONAL USE on a site of .4 hectares or greater will only be permitted by means of an amendment to this Plan and to the Zoning By-law, *where applicable*.

- 9) Subsection A.2.6 - Major Institutional Uses, **Policy A.2.6.6**, dealing with the Niagara Escarpment Area be renumbered to Policy "A.2.6.8"

- 10) Subsection A.2.7 - Utility Uses, **Policy A.2.7.6** be revised by adding the words '*and Schedule "B-3" - Other Special Policy Areas*' between the words "on Schedule "B" - Special Policy Areas" and "only essential," so the entire Policy reads as follows:

"2.7.6 Notwithstanding the foregoing, within the Escarpment Natural Area as identified by Special Policy Area "1a" on Schedule "B" - Special Policy Areas *and Schedule "B-3" - Other Special Policy Areas*, only essential utility facilities are permitted....."

- 11) Subsection A.2.9.1 - Niagara Escarpment, **Policy A.2.9.1.2**, be revised by adding the words '*and Schedule "B-3"*' between the words "Schedule "B"" and "as SPECIAL POLICY AREA 1" and between the words "Schedule "B"," and "into Special Policy Areas "1a", "1b", and "1c", so the entire Policy reads as follows:

"2.9.1.2 The lands shown on Schedule "B" *and Schedule "B-3"* as SPECIAL POLICY AREA 1 are located within the Niagara Escarpment Plan. To implement the Niagara Escarpment Plan, SPECIAL POLICY AREA 1 is subdivided, as shown on Schedule "B" *and Schedule "B-3"*, into Special Policy Areas "1a", "1b", and "1c".

- 12) Subsection A.2.9.1 - Niagara Escarpment, **Policy A.2.9.1.3**, be revised by adding the words '*and Schedule "B-3" - Other Special Policy Areas*' between the words "Schedule "B" - Special Policy Areas" and "as Special Policy Areas "1a", "1b", and "1c", so the entire Policy reads as follows:

"2.9.1.3 The following policies apply to the areas shown on "Schedule "B" - Special Policy Areas *and Schedule "B-3" - Other Special Policy Areas* as Special Policy Areas "1a", "1b", and "1c:";

- 13) Subsection A.2.9.3 - Other Special Policy Areas, **Policy A.2.9.3.15** be deleted and By-law No. 83-153 be repealed.
- 14) Subsection A.3.1 - Hazard Lands, **Policy A.3.1.4**, be revised by adding the words '*and Schedule "B-3" - Other Special Policy Areas*' between the words "Schedule "B" - Special Policy Areas" and "are recognized..", so the entire Policy reads as follows:

"3.1.4 Certain lands within the City of Hamilton which form SPECIAL POLICY AREA 1 ("1a", "1b" and "1c") on Schedule "B" - Special Policy Areas *and Schedule "B-3" - Other Special Policy Areas* are recognized as having inherent environmental hazards such as flooding and erosion susceptibility..."
- 15) Subsection A.3.2.10 - Environmentally Sensitive Areas, **Policy A.3.2.10** be renumbered to Policy A.3.2.11.
- 16) Subsection A.3.2.10 - Environmentally Sensitive Areas, **new Policy A.3.2.11** be revised by adding the words '*and Schedule "B-3" - Other Special Policy Areas*' between the words "Schedule "B" - Special Policy Areas" and "are recognized..", so the entire Policy reads as follows:

"3.2.11 Certain lands within the City of Hamilton which form SPECIAL POLICY AREA 1 ("1a", "1b" and "1c") on Schedule "B" - Special Policy Areas *and Schedule "B-3" - Other Special Policy Areas* are recognized as being ecologically significant."
- 17) Subsection A.3.3. - Non-Complying Uses, **Policy A.3.3.5**, be revised by adding the words '*and Schedule "B-3" - Other Special Policy Areas*' between the words "Schedule "B" - Special Policy Areas," and "which do not conform" and by changing the word 'shall' to 'will' between the words "Plan" and "be", so the entire Policy reads as follows:

"3.3.5. Notwithstanding the foregoing, those uses within the area of the Niagara Escarpment Plan, as shown as SPECIAL POLICY AREA 1 ("1a", "1b" and "1c") on Schedule "B" - Special Policy Areas *and Schedule "B-3" - Other Special Policy Areas*, which do not conform to the Niagara Escarpment Plan *will* be recognized as existing uses...."

- 18) Subsection A.3.4. - Division of Land, **Policy A.3.4.2.**, be revised by adding the words '*and Schedule "B-3" - Other Special Policy Areas*' between the words "Schedule "B" - Special Policy Areas," and "must conform", so the entire Policy reads as follows:

"3.4.2. Any Division of Land within the Niagara Escarpment Plan, as shown as SPECIAL POLICY AREA 1 ("1a", "1b" and "1c") on Schedule "B" - Special Policy Areas *and Schedule "B-3" - Other Special Policy Areas*, must conform to New Lot Policies of the relevant Niagara Escarpment Plan designation contained in Policy A.2.9.1.3 of this Plan, as well as the Development Criteria contained in the Niagara Escarpment Plan."

- 19) Subsection B.3.1 - Road Network, **Policy B.3.1.18**, be revised by adding the words '*and Schedule "B-3" - Other Special Policy Areas*' at the end of the second paragraph, so the entire Policy reads as follows:

"3.1.18 Notwithstanding the foregoing, temporary licensed wayside pits and quarries for the construction and maintenance of public roads are not permitted on lands designated Escarpment Natural Area and escarpment Protection Area in the Niagara Escarpment Plan, as identified by Special Policy Area "1a" and "1b" on Schedule "B" - Special Policy Areas *and Schedule "B-3" - Other Special Policy Areas*."

- 20) Subsection B.3.1 - Road Network, **Policy B.3.1.19 v)**, be revised by adding the words '*such as but not limited to alleyways, laybys,*' between the words "a specific site," and "or where..", so the entire Policy reads as follows:

"3.1.19 v) Notwithstanding the policies of Section B.3.1.19 iii), in certain cases and where deemed necessary Council may require ROAD widenings, in addition to the rights-of-way widths specified in i) above, to provide auxiliary turning lanes, or to provide appropriate access to a specific site, *such as but not limited to alleyways, laybys,* or where cut and fill requirements cannot be achieved within the specified rights-of-way to accommodate the necessary side slopes and/or retaining walls."

- 21) Subsection B.3.1 - Road Network, **Policy B.3.1.19**, be revised by adding a new clause vi), to read as follows:

"3.1.19 vi) *It is the intent of Council to ensure the minimum roadway width is 15 m. In this regard, as a condition of Site Plan approval, the dedication of ROAD widenings will be required to establish a ROAD allowance width a minimum of 15 m, and daylight triangles to accommodate ROAD facilities.*"

- 22) Subsection B.3.1 - Road Network, **Policy B.3.1.21**, be revised by adding the words '*and Schedule "B-3" - Other Special Policy Areas*' at the end of the first sentence, so the entire Policy reads as follows:

"3.1.21. Notwithstanding the foregoing policies of this Subsection, only essential transportation facilities will be permitted within the Escarpment Natural Areas, as identified by Special Policy Area "1a" on Schedule "B" - Special Policy Areas *and Schedule "B-3" - Other Special Policy Areas....*"

Rationale:

See Item 4.

- 23) Subsection B.3.5 - Rail Service, **Policy B.3.5.2**, be deleted and the subsequent policies be renumbered accordingly.

- 24) Subsection B.3.5 - Rail Service, **new Policy B.3.5.2**, be revised by:

- i) deleting the words "Further to Policy B.3.5.2 above,";
- ii) deleting the words "development/redevelopment proposals" and replacing it with "*residential and institutional developments and redevelopments*"; and,
- iii) deleting the last line and replacing it with "*In this regard, such development will be subject to the provisions of Subsections A.2.1 and C.9.*";

so the entire Policy reads as follows:

"3.5.2 Council recognizes the concerns of the railway companies with regards to the potential impacts on their property by major residential and institutional developments and redevelopments adjacent to RAILWAY rights of way. *In this regard, such development will be subject to the provisions of Subsections A.2.1 and C.9.*"

25) Subsection B.3.7 - Air Service - Hamilton Airport, **Policies B.3.7.2 and B.3.7.3** be deleted.

26) Subsection B.3.7 - Air Service - The Hamilton Airport, **new Policy 3.7.2** be added as follows:

"3.7.2 *The provisions of Subsection C.9 will apply to future residential development that is affected by a Noise Exposure Contour of 28 or greater.*"

27) Subsection C.2 - Safety and Convenience, **Policy C.2.3** be deleted and replaced as follows:

"2.3 Council recognizes the concept of barrier free design as an important component of new development and/or redevelopment which may be realized through measures such as, but not limited to:

- i) *the ramping of sidewalks;*
- ii) *the requirement of appropriate access ramps, elevator or other means to all publically accessible buildings and open spaces;*
- iii) *the reservation of conveniently located and appropriately designed parking spaces for all public and private buildings for the use by the physically disabled;*
- iv) *co-operation with the appropriate public agencies to investigate and implement appropriate public transportation opportunities for the physically disabled; and,*
- v) *co-operation with the appropriate government, public or private agencies, organizations, or committees dealing with issues related to disabilities."*

- 28) Subsection C.2 - Safety and Convenience, **new Policy C.2.4** be added as follows:

"C.2.4 *All proposed development adjacent to the railways will ensure that appropriate safety measures such as setbacks, berms and security fencing are provided to the satisfaction of the City, in consultation with the appropriate railway.*"

- 29) Subsection C.7 - Residential Environment and Housing Policy, **Policy C.7.3**, be revised by:

- i) in subsection iii), replacing the words "is consistent and complements the established development pattern" with "*recognize and enhance the scale and character of the existing residential area by having regard to natural vegetation, lot frontages and areas, building height, coverage, mass, setbacks, privacy and overview*";
- ii) in subsection v), replacing the words "compatible with the established development pattern" with "*that recognize and enhance the scale and character of the existing residential area by having regard to natural vegetation, lot frontages and areas, building height, coverage, mass, setbacks, privacy and overview*"; and,
- iii) in subsection vii), replacing the words "at densities and scales compatible with the established development pattern" with "*that recognize and enhance the scale and character of the existing residential area by having regard to natural vegetation, lot frontages and areas, building height, coverage, mass, setbacks, privacy and overview*";

so the revised aspects of the Policy read as follows:

"7.3 Council will encourage a RESIDENTIAL ENVIRONMENT of an adequate physical condition that contains a variety of housing forms that will meet the needs of present and future residents. Accordingly, Council will: ...

- iii) Support RESIDENTIAL development such as infilling, redevelopment and the conversion of non-residential structures that makes more efficient use of the existing building stock and/or physical infrastructure *that recognize and enhance the scale and character of the existing residential area by having regard to natural vegetation, lot frontages and areas, building height, coverage, mass, setbacks, privacy and overview; ...*

- v) Encourage new RESIDENTIAL development that provides a range of dwelling types at densities and scales *that recognize and enhance the scale and character of the existing residential area by having regard to natural vegetation, lot frontages and areas, building height, coverage, mass, setbacks, privacy and overview;* ...
- vii) Encourage non-profit and co-operative housing organizations to provide a range of socially-assisted dwelling units for a variety of client types, in all areas of the City, *that recognize and enhance the scale and character of the existing residential area by having regard to natural vegetation, lot frontages and areas, building height, coverage, mass, setbacks, privacy and overview; ...*

30) Subsection C.7 - Residential Environment and Housing Policy be revised by:

- i) deleting Policies C.7.14, C.7.15, C.7.18, C.7.21 and C.7.22;
- ii) by modifying Policies and adding them to a new Subsection as follows:

<u>Existing Policy</u>	<u>New Policy</u>
C.7.11	C.9.4
C.7.12	C.9.8
C.7.13	C.9.7
C.7.16	C.9.11
C.7.17	C.9.6
C.7.20	C.9.12

31) Section C - Amenity and Design Strategy be modified by adding the following new Subsection:

"Subsection C.9 Noise and Vibration

It is the general intent of this Plan to minimize the effect of noise and vibration sources from the airport, inter-regional highways and railways for all City residents. In this regard, the City will co-operate with appropriate agencies to determine acceptable levels of noise and vibration emissions as well as develop design measures to mitigate potential impacts.

- 9.1 In accordance with the Regional Official Plan, Council may, when considering development and/or redevelopment that is subject to noise exposure forecast contours (Federal Department of Transport) in the area around the Hamilton Civic Airport, require the appropriate Federal and Provincial land use guidelines and noise abatement measures.
- 9.2 Further to Policy C.9.1, prior to approving future residential development affected by a noise exposure forecast contour of 28 or greater, Council will require the proponent of such development to undertake any or all of the following:
- i) Submit a detailed noise study prepared by a qualified expert outlining the required noise insulation features in the design of the buildings;
 - ii) Satisfy Council that appropriate noise insulation features have been provided in the construction of building in accordance with Provincial standards; and,
 - iii) Inform prospective tenants or purchasers of residential units that aircraft noise may interfere with certain activities. Such a warning provision will be required to be included as a clause in a development agreement and subdivision agreement.
- 9.3 Council may require appropriate measures to moderate the effects of noise, visual intrusion or other undesirable impacts on new residential and institutional development adjacent to inter-regional highways and railway rights-of-way.
- 9.4 The appropriate railway company will determine the necessity of a noise and/or vibration study for new residential and institutional development that is proposed adjacent to the railway right-of-ways (including rail lines and railway yards). Any noise and/or vibration study that is undertaken will be to the satisfaction of the City and the Ministry of Environment and Energy, in consultation with the appropriate railway. The City will require appropriate measures to mitigate any identified adverse effects from noise.
- 9.5 Any proposed residential and institutional development adjacent to inter-regional highways or a heavy industrial use may be required to undertake a detailed noise study to the satisfaction of the City and the Ministry of the Environment and Energy.

- 9.6 Council will co-operate with and encourage the Ministry of Transportation to achieve the objective of 55 dBA where an inter-regional highway is proposed to be built or expanded through, or adjacent to, a designated residential area.
- 9.7 Council will require the developer of proposed residential development adjacent to the Redhill Creek Expressway to provide evidence the noise levels in outdoor recreation space, after applying appropriate endeavours to meet the objectives of 55 dBA. Residential and institutional development will only be permitted where attenuated noise levels in outdoor recreational space do not exceed 70 dBA. Council will not seek attenuation requirements where noise levels are, or are expected to be, at or below 55 dBA.
- 9.8 Council will endeavour to minimize impacts on outdoor recreational space of new residential and institutional development from noise in excess of 55 dBA generated by adjacent inter-regional highways or railway lines.
- 9.9 Council will ensure that noise impacts from heavy industrial uses and railway yards on new residential and institutional development satisfy the Ministry of the Environment and Energy's Stationary Noise criteria.
- 9.10 Where noise levels for the Redhill Creek Expressway, rail lines and inter-regional highways are expected to exceed 55 dBA in outdoor recreational spaces after the implementation of sound attenuation measures, Council will require, as a condition of approval of proposed residential development, that future tenants, purchasers are advised that, despite the inclusion of noise control measures, noise levels may become of concern, occasionally interfering with some activities of the occupants. Such a warning provision will be required to be included as a clause in a lease or rental agreement; agreement of purchase and sale; development agreement; and subdivision agreement.
- 9.11 Where noise attenuation measures are required, these measures, for both outdoor and indoor space, may include, but not be limited to, the following:
- i) Sound-proofing measures and construction techniques, general layout and design of the structure or outdoor recreational space with respect to noise sources;

- ii) Spatial separation from the source, including the insertion of permitted sound-insensitive uses between source and receivers;
- iii) Building setbacks;
- iv) Acoustical barriers such as berms, walls, favourable topographic features or other intervening structures; and,
- v) The use of suitably designed higher density Residential structures.

9.12 Where new residential and institutional development for which noise control measures will be required precedes the construction of an Inter-Regional Highway or Railway line, Council may require, as a condition of approval, that:

- i) Sufficient lands be conveyed at no cost for the erection of a noise barrier; and,
- ii) A pro-rated cost contribution be made by the proponent prior to final approval for construction of a noise barrier, where deemed appropriate by Council."

32) Subsection D.8 - Interpretation, **Policy D.8.6.** dealing with the Niagara Escarpment Area be renumbered to Policy "D.8.7".

33) Subsection D.8- Interpretation, **new Policy D.8.7.** be revised by adding the words '*and Schedule "B-3"*' between the words "Schedule "B" and "as SPECIAL POLICY AREA 1", so the entire Policy reads as follows:

"8.7 The lands shown on Schedule "B" *and Schedule "B-3"* as SPECIAL POLICY AREA 1 ("1a", "1b" and "1c") are located within the Niagara Escarpment Plan...."

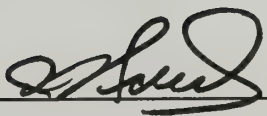
- 34) The terms 'Minster of the Environment', 'Ministry of the Environment' and 'Ministry of Environment' be changed to "Ministry of Environment and Energy" as contained in the following Policies:
 - i) A.2.9.3.8
 - ii) B.3.1.12
 - iii) C.4.4
 - iv) C.4.5
- 35) Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating certain areas, as shown on the attached Schedule "A" of this Amendment.
- 36) Schedule "B" - Special Policy Areas of the Official Plan be revised by redesignating certain areas, as shown on the attached Schedule "B" of this Amendment.
- 37) Schedule "B-3" - Other Special Policy Areas be deleted in its entirety and replaced with a new Schedule "B-3" - Other Special Policy Areas (East Mountain Industrial-Business Park).
- 38) Schedule "C" - Hazard Lands be revised by removing certain lands from the hazard lands designation.
- 39) Schedule "D" - Environmentally Sensitive Areas be revised by removing and adding certain lands form the environmentally sensitive areas.

Implementation:

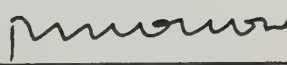
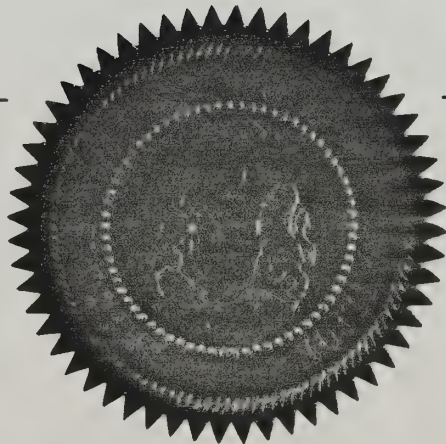
The provisions of Section "D" - Implementation of the Official Plan will apply to the implementation of this Amendment.

This is Schedule "1" to By-law No. 94- passed on the day of , 1994.

**The Corporation of
the City of Hamilton**



City Clerk



Mayor

BY-LAW NO. 94 - 147

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 30TH DAY OF AUGUST, A.D., 1994.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 30th day of August

A.D. 1994



CITY CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 148

SALE OF A PORTION OF AN ALLEY ADJACENT TO 433 KENILWORTH AVENUE NORTH
CLOSED BY JUDGE'S ORDER NO. 165968
PART 1, ON PLAN 62R-11499

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, and amendments thereto, to establish and layout, widen, alter, divert, stop-up, lease, close, sell or retain any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 17 of the Report 9-94 of the Transport and Environment Committee on 1994 June 28, authorized the City to sell part of an alley, being more particularly described as the first alley north of McAnulty Boulevard from the west limit of Kenilworth Avenue North, westerly to the north/south alley;

AND WHEREAS The Corporation of the City of Hamilton is the owner of the above described lands;

AND WHEREAS Notice of the City's intention to pass this By-Law has been published as required by Section 300 of the Municipal Act for four consecutive weeks in the Hamilton Spectator, a newspaper having general circulation in the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this By-Law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the sale of the following portions of the alley adjacent to 433 Kenilworth Avenue North is hereby authorized;

Those parts of an alley lying north of Lots 413, 414, 415, 416 and 417, on Registered Plan 505, designated as Part 1, on Plan 62R-11499, as closed by Judge's Order No. 165968. City of Hamilton. Regional Municipality of Hamilton-Wentworth

2. That an offer to purchase a portion of the alley, closed by Judge's Order No. 165968, be extended to the owners of 195 McAnulty Boulevard over the southerly 6' of the westerly 11' of Part 1, on Plan 62R-11499, subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
3. In the event that the owner of 195 McAnulty Boulevard does not accept the offer within thirty (30) days of the passing of this By-Law, that the soil and freehold of the said closed portion of alley, designated as Part 1, on Plan 62R-11499, be sold to Lorne Fowler and Moya Fowler or their successors in title for the sum of \$2,000.00, in accordance with the provisions of the agreement dated 1994 May 17; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.

PASSED this 27th

day of September

A.D. 1994

A. B. Hollands

Mayor

Acting City Clerk

Mayor



BY-LAW NO. 94 -149

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 34 (Sticker Permit Parking)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

*Railway	West	from a point 156 feet north of Cannon to the northerly end	Anytime
Paling	West	from a point 628 feet south of Barton to a point 23 feet southerly therefrom	Anytime
Maplewood	South	from a point 39 feet west of Cedar to a point 20 feet westerly therefrom	Anytime
Stanley	North	from a point 527 feet east of Dundurn to a point 25 feet easterly therefrom	Anytime
Fullerton	East	from a point 151 feet south of Princess to a point 19 feet southerly therefrom	Anytime
Fullerton	East	from a point 212 feet south of Princess to a point 25 feet southerly therefrom	Anytime
Francis	North	from a point 114 feet west of Cheever to a point 24 feet westerly therefrom	Anytime
Francis	South	from a point 115 west of Cheever to a point 21 feet westerly therefrom	Anytime
Kingsway	South	John to 225 feet east	Anytime
Riverdale	East	Glenburn to 185 feet south	Anytime
Emerald	East	Burton to Shaw	Anytime".

and that the following items be deleted therefrom, namely:-

*Kingsway	South	John to 180 feet east	Anytime
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Crockett	North	commencing at a point 59 feet east of Upper Wentworth to a point 26 feet easterly therefrom	Anytime
Leeming	West	from a point 66 feet south of Wright to a point 18 feet southerly therefrom	Anytime
Riverdale	East	Glenburn to a point 275 feet southerly therefrom	Anytime
William	East	commencing at a point 63 feet north of Barton to a point 24 feet northerly therefrom	Anytime
Forest	South	commencing at a point 128 feet west of John to a point 23 feet westerly therefrom	Anytime"

2. **Schedule 25 (Parking Time Limits)** is hereby amended by adding thereto the following items, namely:-

"Dow	East	Main to Paul	1hr	8:00 a.m. - 6:00 p.m.	Mon - Fri
East 24th	East	Crockett to south property line of #101	1hr	8:00 a.m. - 6:00 p.m.	Mon - Fri
East 24th	West	Crockett to south property line of #102	1hr	8:00 a.m. - 6:00 p.m.	Mon - Fri
Crockett	Both	East 34th to East 35th	3hr	8:00 a.m. - 5:00 p.m.	Mon - Fri".

and by deleting therefrom the following items, namely:-

"Crockett	North	East 34th to East 35th	2hr	8:00 a.m. - 5:00 p.m.	Mon - Fri
Crockett	South	East 35th to a point 118 feet west	2hr	8:00 a.m. - 5:00 p.m.	Mon - Fri
Strachan	South	John to 141 feet west	1hr	8:00 a.m. - 8:00 a.m.(24hrs)	Mon - Sun
Munn	Both	Upper Sherman to East 33rd	1hr	8:00 a.m. - 6:00 p.m.	Mon - Fri
Dow	West	Main to Paul	1hr	8:00 a.m. - 6:00 p.m.	Mon - Fri".

3. **Schedule 26 (No Parking Areas)** is hereby amended by adding thereto the following items, namely:-

"Mountwood	East	from a point 54 feet south of Louisa to a point 73 feet southerly therefrom	Anytime
Emerald	West	Burton to Shaw	Anytime
King William	South	Tisdale to Catharine	Anytime".

and by deleting therefrom the following item, namely:-

"King William	South	Tisdale to 75 ft. east of John	Anytime".
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4. **Schedule 24 (Parking Meter Locations)** is hereby amended by deleting from **Section 3(a) (One Hour Limit)** the following item, namely:-

"Roxborough	South	Kenilworth to 80 ft. west".
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5. **Schedule 27 (Alternate Side Parking)** is hereby amended by deleting therefrom the following item, namely:-

"Emerald Street North Shaw Street to Ferrie Street	West	East"
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and by adding thereto the following item, namely:-

"Emerald Burton to Ferrie	West	East".
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6. **Schedule 23 (Hamilton Street Railway Bus Stops)** is hereby amended by adding to the OUTBOUND COLUMN the following item, namely:-

"MacNab (East Leg) 157 feet"
south of King (MB)

PASSED this 27th day of September A.D. 1994.

A. E. Hollough

Acting CITY CLERK

R. M. M. M.

MAYOR



BY-LAW NO. 94 - 150

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Greenhill	Eastbound and Westbound	Summercrest
Jaunita	Eastbound	Brenlyn
Maitland	Northbound	June
June	Westbound	Manning
Hoover (west leg)	Northbound	Welbourne
Victor (north leg)	Eastbound	Ridge
Victor (south leg)	Eastbound	Ridge".

2. **Schedule 11 (Yield Right-of-Way Signs)** is hereby amended by deleting therefrom the following item, namely:-

"Jaunita	Eastbound	Brenlyn".
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3. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following items, namely:-

"Montmorency	West	Haskins to 85 feet north	Anytime
Peter	North	from a point 47 feet west of Ray to a point 50 feet east of Ray	Anytime
King William	South	Catharine to John	Anytime".

4. **Schedule 34 (Wheelchair Loading Zones)** is hereby amended by deleting therefrom the following items, namely:-

"Wood	West	25 feet	100 feet south of Burlington	8:00 a.m. to 11:00 p.m.
James	East	25 feet	124 feet north of Macauley	9:00 a.m. to 5:00 p.m.
				Monday to Friday".

PASSED this 27th day of September A.D. 1994.

A. J. Hollough
Acting CITY CLERK



[Signature]
MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94 - 151

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act of an independent concrete sidewalk on the west side of UPPER JAMES STREET from Rymal Road to Christopher Drive, as described in Schedule "A";
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of construction of the said works by the Commissioner of Transportation/Environmental Services.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 27 of the 9th Report of the Transport and Environment Committee on 1994 June 28;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 28 of the 10th Report of the Finance and Administration Committee on 1994 June 28;

AND WHEREAS it is expedient to proceed without petition to undertake, as local improvements, the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of the Local Improvement Act, R.S.O. 1980;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed, have not, within one (1) month after publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has obtained reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

AND WHEREAS the City Treasurer has confirmed that the financial commitments, liabilities and debts of the project listed herein together with the City of Hamilton's other financial obligations and debts do not exceed the City's debt and financial obligation limit prescribed by Ontario Regulation 710/92 (in force as of January 9, 1993) and that the approval of the Ontario Municipal Board with respect to the project listed herein is therefore not required;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under the Local Improvement Act, at an estimated cost not to exceed \$82,400.00
2. The share or portion of the estimated cost of the work sin the amount of \$37,876.00 to be borne by the owners of the lands abutting directly on the works and the estimated cost per metre shall be rated as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by the Regional Municipality of Hamilton-Wentworth:
 - (a) to the extent sufficient to provide an amount not exceeding \$37,876.00;
 - (b) repayable over a term not exceeding twenty (20) years, chargeable to The Corporation of the City of Hamilton.
4. The Commissioner of Transportation/Environmental Services is hereby authorized to:
 - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
 - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

PASSED this 27th day of *September* , A.D. 1994.

A. B. Hollowell

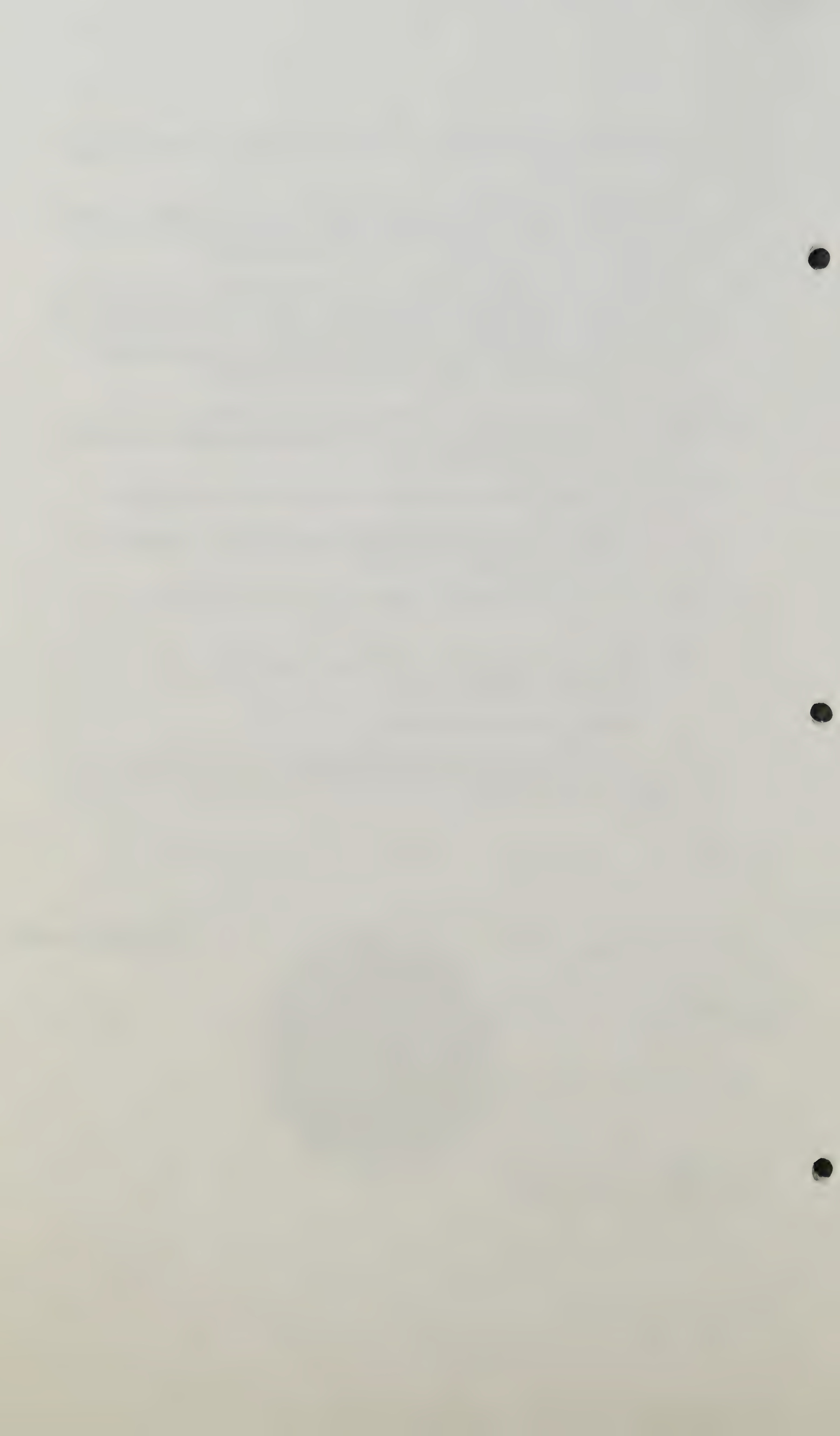
Acting CITY CLERK



[Signature]

MAYOR

(1994) 9 R.T.E.C. 26, June 28
(1994) 10 R.F.A.C. 29, June 28



SCHEDULE "A"

The construction of an independent concrete sidewalk on the west side of UPPER JAMES STREET from Rymal Road to Christopher Drive at the costs not exceeding those set out below:

City's Share	\$44,524.00
Owners' Share	<u>\$37,876.00</u>
TOTAL ESTIMATED COST	<u>\$82,400.00</u>
Estimated Cost per metre frontage	\$ 91.67
Fifteen (15) annual instalments	

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94 -152

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act of concrete curbs, sidewalks and finished roadway on FERGUSON AVENUE between Barton and Cannon Streets, as described in Schedule "A";
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of construction of the said works by the Commissioner of Transportation/Environmental Services.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 27 of the 9th Report of the Transport and Environment Committee on 1994 June 28;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 28 of the 10th Report of the Finance and Administration Committee on 1994 June 28;

AND WHEREAS it is expedient to proceed without petition to undertake, as local improvements, the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of the Local Improvement Act, R.S.O. 1980;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed, have not, within one (1) month after publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has obtained reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

AND WHEREAS the City Treasurer has confirmed that the financial commitments, liabilities and debts of the project listed herein together with the City of Hamilton's other financial obligations and debts do not exceed the City's debt and financial obligation limit prescribed by Ontario Regulation 710/92 (in force as of January 9, 1993) and that the approval of the Ontario Municipal Board with respect to the project listed herein is therefore not required;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under the Local Improvement Act, at an estimated cost not to exceed \$670,000.00
2. The share or portion of the estimated cost of the works in the amount of \$335,950.50 to be borne by the owners of the lands abutting directly on the works and the estimated cost per metre shall be rated as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth:
 - (a) to the extent sufficient to provide an amount not exceeding \$335,950.50,
 - (b) repayable over a term not exceeding twenty (20) years, chargeable to The Corporation of the City of Hamilton.
4. The Commissioner of Transportation/Environmental Services is hereby authorized to:
 - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
 - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

PASSED this 27th day of September, A.D. 1994.

A. E. Mollouet

Acting CITY CLERK



Timothy

MAYOR

(1994) 9 R.T.E.C. 51, June 28
(1994) 28 R.F.A.C. 10, June 28

SCHEDULE "A"

The construction of concrete curbs, sidewalks and finished roadway on *FERGUSON AVENUE* between Barton and Cannon Streets at the costs not exceeding those set out below:

City's Share	\$335,950.50
Owners' Share	<u>\$334,049.50</u>
TOTAL ESTIMATED COST	<u>\$670,000.00</u>
Estimated Cost per metre frontage	\$ 353.29
Fifteen (15) annual instalments	

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94 - 153

To Authorize:

1. The construction as a local improvement a combined walk and curb on the south side of **BROCK STREET** from John Street North to approximately 24m east of Hughson Street North, (as described in Schedule "A") upon the petition of the abutting owners pursuant to Section 11 of the Local Improvement Act;
2. The imposition of a special assessment upon the lands of the abutting owners in respect of the abutting owners' portion of the cost of the works;
3. The preparation of plans, specifications and reports and the supervision of construction of the said works by the Commissioner of Transportation/Environmental Services.

WHEREAS a petition for the works hereinafter described to be constructed as local improvements has been lodged with the Clerk pursuant to Sections 7 and 11 of the Local Improvement Act, R.S.O. 1990, c. L.26;

AND WHEREAS at least two thirds of the owners directly abutting the proposed works, representing at least one-half of the value of the lots liable to be specially assessed, have signed and lodged the said petition with the Clerk for presentation to Council for the City to undertake the said works as local improvements;

AND WHEREAS the City Clerk has, as required by the Local Improvement Act, issued his certificate that the said petition sufficiently meets the minimum requirements of the Local Improvement Act;

AND WHEREAS when Council is presented with a sufficiently signed petition for a work, the Local Improvement Act provides that Council may pass a by-law to undertake the works as a local improvement;

AND WHEREAS the Council of The Corporation of the City of Hamilton did decide (in adopting Item 5 of the 10th Report of the Transport and Environment Committee on 1994 July 26) to authorize preparation of this by-law because it is expedient to undertake the works hereinafter described as local improvements pursuant to the petition received from the abutting owners;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 5 of the 12th Report of the Finance and Administration Committee on 1994 July 26 to authorize that the Corporation's portion of the cost of the proposed works be paid out of current revenues;

AND WHEREAS the Council has obtained reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Council of The Corporation of the City of Hamilton intends to raise the Corporation's portion of the cost of the works out of its current revenues and, pending payment in full by the abutting owners of the special assessment provided for below, to finance the abutting owners' portion of the costs by borrowing such funds, through the Region's issuance of debentures;

AND WHEREAS the Regional Municipalities Act, (R.S.O. 1990, c. R.8, Sec.11) provides that "no area municipality has power to issue debentures", and that Regional Council may borrow money for the purposes of any area municipality;

AND WHEREAS the Ontario Municipal Board Act, (R.S.O. 1990, c.O.28, Sect.65), states that a municipality shall not authorize any work the cost of which is to be raised in a subsequent year or years until the approval of the Board has first been obtained;

AND WHEREAS the Local Improvement Act (Sec.53(7)) states that the amount of monies borrowed in respect of the abutting owners' portion of the cost of the works"...shall not be deemed to be part of the existing debenture debt of the Corporation within the meaning of the provisions of the Municipal Act limiting the borrowing powers of the Municipality";

AND WHEREAS Ontario Regulation 710/92 prescribed pursuant to the Municipal Act, (R.S.O. 1990, c.M.45), establishes a limit for the City of Hamilton's debt obligations which do not require approval of the Ontario Municipal Board;

AND WHEREAS the financial commitments, liabilities and debts of the local improvement works listed herein, being financed by debentures to be issued by the Region on behalf of the City, together with the City of Hamilton's other financial obligations and debts, do not exceed the City's maximum permitted debt and financial obligation limit prescribed by Ontario Regulation 710/92 and therefore, approval of the Ontario Municipal Board to issuance of debentures by the Region hereinafter described is not required;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the following described works may be proceeded with under the Local Improvement Act, at an estimated cost not to exceed \$27,800.00

The construction of a combined walk and curb on the south side of BROCK STREET from John Street North to approximately 24m east of Hughson Street North.

City's portion of the cost	\$21,568.00
Owners' portion of the cost	<u>\$ 6,232.00</u>
Total Estimated cost of the works	<u>\$27,800.00</u>
Estimated Cost per metre frontage payable by the abutting owners in Fifteen (15) annual instalments	\$ 124.63

2. The portion of the estimated costs of the said works in the amount of \$6,232.00 shall be borne by the owners of the lands abutting directly on the works and the said estimated cost per metre shall be rated and specially assessed upon the lots abutting directly on the works, according to the extent of their respective frontages therein, by an equal special rate per metre of such frontage payable in annual instalments until fully paid.
3. Pending payment of the abutting owners' portion of the costs referred to in Section 2, the said portion shall be financed by the issue of debentures (subject to the terms listed below) by the Regional Municipality of Hamilton-Wentworth on behalf of the City of Hamilton;
 - (a) to the extent sufficient to provide an amount not exceeding \$6,232.00 and,
 - (b) repayable over a term not exceeding twenty (20) years, chargeable to The Corporation of the City of Hamilton.
4. The Commissioner of Transportation/Environmental Services is hereby authorized to:
 - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
 - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

PASSED this 27th day of September, A.D. 1994.

A. E. Wollonell

acting CITY CLERK

(1994) 10 R.T.E.C. 5, July 26
(1994) 12 R.F.A.C. 5, July 26



W. M. M. M. M.

MAYOR

SCHEDULE "A"

The construction of a combined walk and curb on the south side of BROCK STREET from John Street North to approximately 24m east of Hughson Street North at the costs not exceeding those set out below:

City's Share	\$21,568.00
Owners' Share	<u>\$ 6,232.00</u>
TOTAL ESTIMATED COST	<u>\$27,800.00</u>
Estimated Cost per metre frontage	\$ 124.63
Fifteen (15) annual instalments	

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 154

**TO INCORPORATE BLOCK E, REGISTERED PLAN 823
INTO ANNABELLE STREET**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Annabelle Street incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Annabelle Street.

All of Block E, Registered Plan 823

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 27th

day of September

A.D. 1994



Acting City Clerk



Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 94-155

To Amend

By-law No. 79-292

TO CONTROL NOISE

WHEREAS By-law No. 79-292 was passed on the 30th day of October, 1979, in accordance with Section 95 of the Environmental Protection Act, 1971 (now the Environmental Protection Act, R.S.O. 1990, Chapter E.19, Section 178);

AND WHEREAS the Province of Ontario has enacted NPC-216, concerning Residential Air Condition Devices, to replace NPC-116;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause 3(d) of By-law No. 79-292 is deleted and replaced by the following:

From any air conditioning device of a type referred to in Schedule 1 in excess of the limits stated in Publication NPC-216 - Residential Air Conditioning Devices;

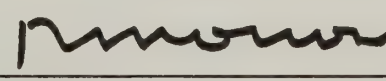
2. Section 26 of the said By-law is repealed and replaced by the following:

"Any person who contravenes any provision of this By-law is guilty of an offence and upon conviction, is liable to the penalty specified by Section 60 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33.

3. This By-law comes into force upon approval by the Minister of Environment and Energy.
4. By-law No. 94-080 is hereby repealed.

PASSED this 27th day of September, 1994.


Acting CITY CLERK


MAYOR

This By-law is approved pursuant to the provisions of the Environmental Protection Act, R.S.O. 1990, Chapter E.19, as amended at Toronto this _____ day of _____, 1994.

:BYLAW.PENALTIES



Minister of Environment and Energy

The Corporation of the City of Hamilton

BY-LAW NO. 94- 156

To Provide For a Penalty Section

For Various By-laws

WHEREAS the City of Hamilton Act, 1994 received Third Reading on June 14, 1994 and Royal Assent on June 23, 1994.

AND WHEREAS the City of Hamilton Act, 1994 authorizes the Council of the Corporation of the City of Hamilton to enact a by-law to establish the offence and penalty sections for the Zoning By-law, Property Standards By-law, Demolition Control By-law and Site Plan Control By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enact as follows:

1. By-law No. 6593 is amended by deleting Subsection 4 of Section 20 and the following is submitted:
 - 20.(4)(a): Violations and Penalties: Every person who uses any land, or erects or uses any building or structure in a manner contrary to any requirement of this By-law, or who causes or permits such use or erection, or who violates any provision of this By-law or causes or permits a violation, is guilty of an offence and upon conviction shall be liable on a First Conviction to a fine of not more than \$25,000.00 and upon a subsequent conviction shall be liable to a fine of not more than \$10,000.00 for each day or part thereof upon which the contravention has continued after the day which the person was first convicted.
 - (4)(b): Despite Subsection 4(a), where a Corporation is convicted of an offence under this By-law, the maximum penalty shall be for the first conviction a fine of not more than \$50,000.00 and upon subsequent convictions a fine of not more than \$25,000.00 a day or part thee of upon which the contravention has continued after the day on which the Corporation was first convicted.
2. By-law No. 74-74 is amended by deleting Section 35 and adding the following section:
 - 35(1) Any owner who fails to comply with an Order which is final and binding is guilty of an offence and upon conviction shall be liable to a fine of not more than \$2,000.00 for a first offence and to a fine of not more than \$10,000.00 for any subsequent offence.
 - 35(2) Despite subsection (1) if a Corporation is convicted of an offence under this By-law, the maximum penalty that may be imposed by the Corporation is \$10,000.00 for a first offence and \$50,000.00 for any subsequent offence.

3. By-law No. 87-150 is amended by deleting section 7 and replacing it with the following:

7(1) Any person who contravenes this By-law is guilty of an offence and upon conviction is liable to a fine of \$25,000.00 on a first conviction and upon a subsequent conviction shall be liable to a fine of \$10,000.00 a day for each day or part thereof upon which the contravention has continued after the day on which the person was first convicted.

(2) Despite subsection (1), where a Corporation is convicted of an offence under this By-law, the maximum penalty that may be imposed is, on the first conviction a fine of not more than \$50,000.00 and for each subsequent conviction a fine of not more than \$25,000.00 per day for each day thereof upon which the contravention has continued after the day on which the Corporation was first convicted.

4. By-law No. 74-290 is amended by adding the following sections:

2. No person shall demolish the whole or part of a residential property in the area of demolition control unless the person has been issued a demolition permit by the Council of the Corporation of the City of Hamilton.

3. Every person who demolishes a residential property or any portion thereof in an area of demolition control without a demolition permit, is guilty of an offence and upon conviction shall be liable to a penalty of not more than \$50,000.00 for each dwelling unit contained on the residential property.

PASSED this 27th day of September, 1994.

A. J. Mollough

[Signature]

Acting CITY CLERK

MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 94-157

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT No. 1088 RYMAL ROAD EAST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "M-12" (Prestige Industrial) District provisions, as contained in Section 17D. of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that:

- (a) Notwithstanding Section 17D.(1), automobile truck rental and leasing services, for a maximum of 6 vehicles, shall be permitted only as an accessory use to a public storage use, and the storage of rental vehicles shall be located only at the rear of the subject lands abutting the rear (south) lot line; and,
- (b) Section 18A.(1)(d) shall not apply to a public storage use and accessory automobile truck rental and leasing services.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "M-12" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1332.

4. Sheet No. E-49E of the District Maps, appended to and forming part of By-law No. 6593, is amended by marking the lands referred to in section 1. of this by-law, S-1332.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this *27th* day of *September*

A.D. 199 .

D. P. Hollonell

[Signature]

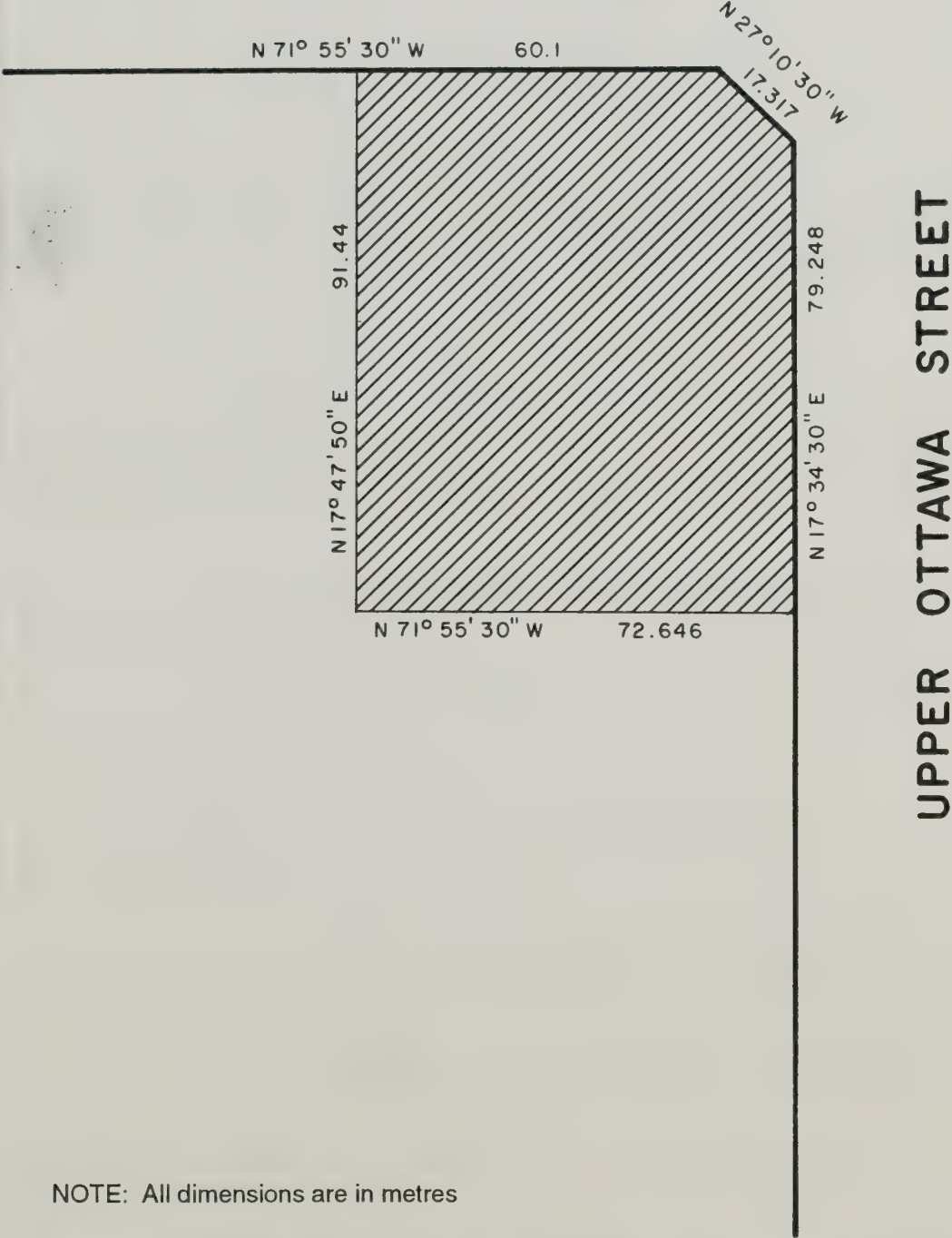
Acting CITY CLERK

MAYOR

(1994) 13 R.P.D.C. , September 27
U-Haul Co. of Canada Ltd.
ZAR-94-21



RYMAL ROAD EAST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-.....
Passed the day of , 1994.

D. E. Hollenbeck
Clerk

[Signature]
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 94-.....
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 94-.....

North



Scale
Not to Scale

Date
SEPTEMBER 1994

Reference File No.
ZAR-94-21

Drawn By
Z.K.

- (d) notwithstanding Section 15B.(16)(a) of Zoning By-law No. 6593, a building or structure comprised of a joint residential use and commercial use, shall have a gross floor area of not more than the product of area of the lot in the district in which it is situated multiplied by a floor area ratio factor of 2.25; and
- (e) notwithstanding Section 15B.(16)(b) of Zoning By-law No. 6593, the residential portion of a joint residential use and commercial use, shall have a gross floor area of not more than the product of the area of the lot in the district in which it is situated multiplied by the floor area ratio factor of 1.7.

3. The "DE-2" (Multiple Dwellings) District provisions, as contained in Section 10B of Zoning By-law No. 6593, applicable to the lands referred to in section 1(b) are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 10B.(1) of Zoning By-law No. 6593, townhouse units subject to the "RT-20" District provisions of Section 10E shall be permitted on the subject lands;
- (b) notwithstanding Section 10B.(2) of Zoning By-law No. 6593, no building or structure shall exceed four (4) storeys or 17.0 metres (55.77 feet) in height;
- (c) notwithstanding Section 10B.(3)(i)(b) of Zoning By-law No. 6593, a minimum front yard depth of 3.0 metres shall be provided and maintained on the subject lands; and
- (d) no individual access driveways for townhouses shall be permitted from Ferguson Avenue North.

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "CR-2" District and "DE-2" District provisions, subject to the special requirements referred to in sections 2 and 3.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1333

6. Sheet No. E-3 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1333

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 27th day of September

A.D. 1994

A. J. Hollough

Acting CITY CLERK



[Signature]

MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94-159

TO AUTHORIZE AN EXTENSION AGREEMENT

FOR PAYMENT OF REALTY TAX ARREARS

WHEREAS the Municipal Tax Sales Act, R.S.O. 1990, c. M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

AND WHEREAS the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

AND WHEREAS on September 28, 1993, as Instrument No. 164996, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating there are arrears of realty taxes in excess of three (3) years on the land described in Schedule "A" annexed hereto, (hereinafter referred to as the "land" or the "Land");

AND WHEREAS the said land is recorded by The Corporation of the City of Hamilton under the following Tax Roll Serial No.:

25 18 020 153 50940;

which tax roll also records the Schedule A land under the following municipal address:

39 Mary Street, Hamilton, Ontario, L8R 3L8

AND WHEREAS MNC LIFECARE GROUP INC., (hereinafter referred to as the "Owner"), the Owner of the said land has requested that the City exercise its discretion to pass this bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid and the terms of such payments set out in Schedule "B" annexed to this by-law;

AND WHEREAS the one year period within which this by-law may be enacted will therefore expire on the 28th day of September, 1994.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1.
 - (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "B" annexed hereto, are hereby authorized to be extended pursuant to an Extension Agreement.
 - (b) The owner of the land described in Schedule "A" may, on or before September 28, 1994, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

(a) that the Extension Agreement does not reduce the amount of the Cancellation Price.

(b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.

(c) that any person may pay the Cancellation Price at any time.

(d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.

(e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

3. As also provided in the Municipal Tax Sales Act,

(a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.

(b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this 27th day of September A.D., 1994.

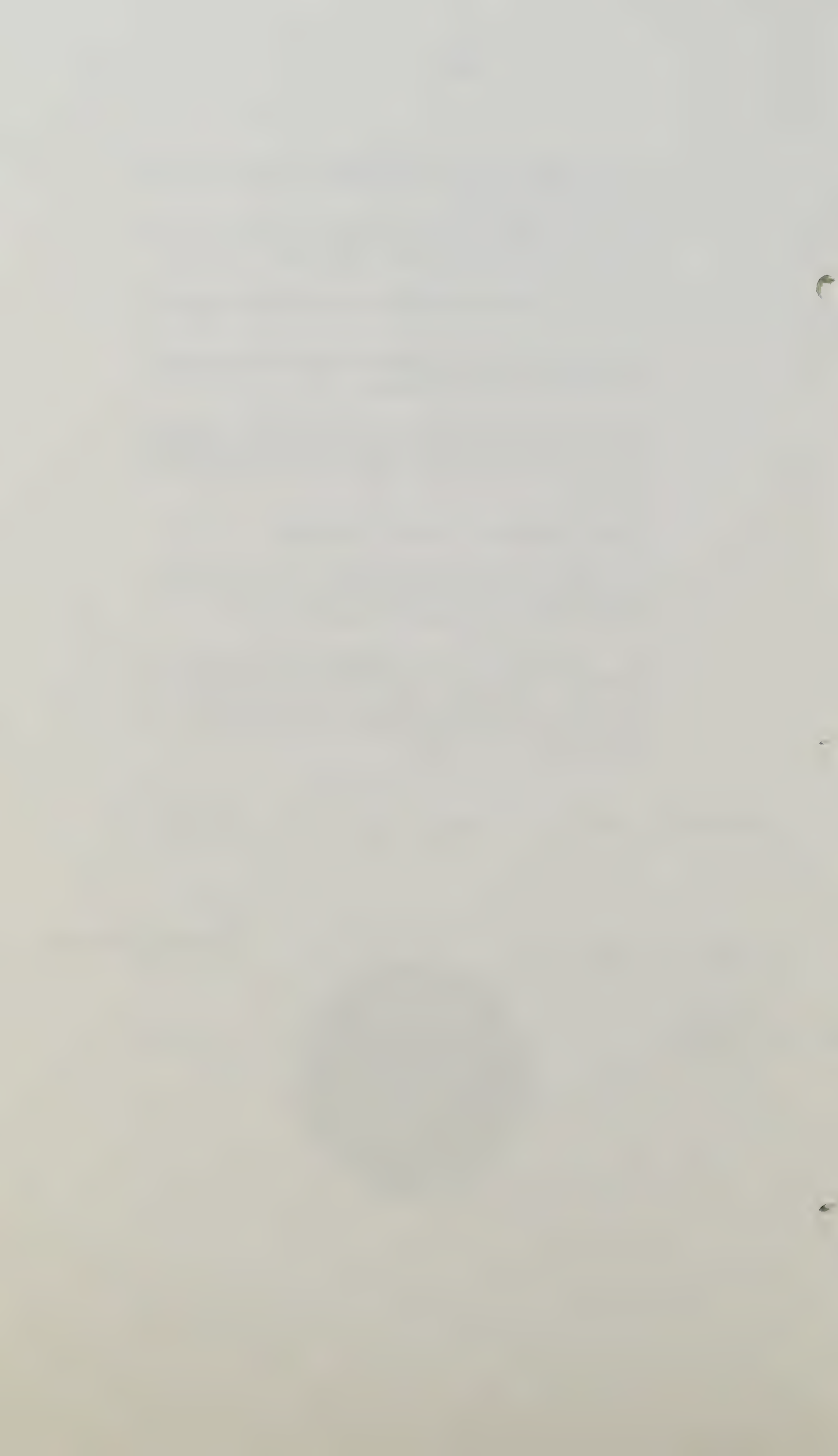
A. E. Hollenbeck

Acting CITY CLERK



[Signature]

MAYOR



SCHEDULE "A"

Attached to and forming part of a By-law to Authorize an Extension Agreement between
The Corporation of the City of Hamilton and MNC LIFECARE GROUP INC.

FIRSTLY: Lots 4 and 5 in the block bounded by Rebecca, Mary, King William and Catharine Streets, Nathaniel Hughson Survey (unregistered) and being more particularly described as all of Part 1, Plan 62R-1523;

SECONDLY: Lot 12, Nathaniel Hughson Survey being in the block bounded by Catharine, Rebecca, Mary and King William Streets,

City of Hamilton, Regional Municipality of Hamilton-Wentworth, Registry Division of Hamilton-Wentworth.

As previously set out in Instrument No. 61628.

SCHEDULE "B"

Attached to and forming part of a By-law to Authorize an Extension Agreement between The Corporation of the City of Hamilton and MNC LIFECARE GROUP INC.

- (a) the time within which the Cancellation Price may be paid is hereby extended by the City from September 28, 1994 to the dates set out in subparagraphs i) and (ii) below, and
- (b) the payment of the Cancellation Price by the payments set out in subparagraphs i) and ii) below, is hereby permitted by the City:
 - (i) the Cancellation Price in respect of the land may, it is hereby authorized, be paid on or before December 31, 1994;
 - (ii) the City also hereby approves that in the alternative, that the time within which the Cancellation Price may be paid is hereby further extended as follows and the following payments of the Cancellation Price are hereby approved:

One twelfth of the Cancellation Price as of December 31, 1994, together with one twelfth of 1995 real property taxes (as estimated by the City) shall be paid on the first day of each and every month during 1995 commencing January 1, 1995 and continuing through to November 1, 1995 in the equal monthly sum of \$107,000.00, save and except for the December 1, 1995 payment, which shall be an amount sufficient to pay the balance of the said Cancellation Price together with the balance, if any, of 1995 real property taxes due and payable up to December 31, 1995. The final and twelfth (12) instalment shall be due on December 1, 1995, at which time the Extension Agreement shall be at an end;

The Corporation of the City of Hamilton

BY-LAW NO. 94- 160

To Replace Schedule 28 of Licensing By-law No. 79-323

As Consolidated in By-law 93-069

Respecting:

LODGING HOUSES

WHEREAS Schedule 28 to Licensing By-law No. 79-323, as consolidated in By-law 93-069 provides for the licensing of lodging houses and their keepers;

AND WHEREAS it is desirable to add to the requirements for lodging houses, and eliminate duplication of other by-laws and codes;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That Schedule 28 of By-law No. 79-323 as consolidated in By-law 93-069, be repealed, and the following substituted therefor:

SCHEDULE 28

LODGING HOUSES

Interpretation

1 Definitions:

(a) "lodging house" means a nursing home and any house or other building or portion thereof in which four or more persons are harboured, received or lodged for hire, and where lodging rooms are without kitchen facilities for the exclusive use of the occupants, but does not include a hotel, hospital, nursing home, home for the young or the aged or institution if the hotel, hospital, home or institution is licensed, approved or supervised under a general or special Act other than the Municipal Act; and

(b) "second level lodging house" means a lodging house as further defined in City by-law 80-259 as amended.

Licence Required

2.(1) No person shall operate a lodging house in the City of Hamilton, unless the keeper of the lodging house first obtains and maintains a licence under this by-law for the keeping and operation of that house.

(2) Subject to sections 6 and 7 of this Schedule, second level lodging house licences and applications shall be dealt with under this by-law.

Miscellaneous Requirements for Lodging Houses

3.(1) The keeper of a lodging house shall ensure that the lodging house is so designed, constructed, equipped and maintained as to be in compliance with applicable laws and this by-

law, and available and suitable for the use of residents, and, without restricting the generality of the foregoing,

(a) There shall be at least one water closet, one wash basin, and one bath tub or shower bath in a separate room or compartment, for every seven residents, based on the lodging house capacity for residents or the actual occupancy, whichever is greater.

(2) Without restricting the generality of (1), the keeper of a lodging house shall ensure,

(a) That the building and all facilities are maintained and used in accordance with the standards provided in this by-law, and that the same and all equipment, furniture and furnishings are kept in good repair and in clean and sanitary condition, and available for use by residents;

(b) That each resident of the lodging home is supplied with a separate lockable mail box;

(c) That a register is maintained at the lodging house, with the name and signature of all residents, their usual residence or if none their last residence, the date of entry to and date of departure from the lodging house, and type of identification produced by the resident to the operator or staff of the lodging house;

(d) That there is provided at all times an adequate supply of clean towels for each individual, and other customary toilet supplies, and that all water-closet accommodation and toilet accommodation is provided without extra charge;

(e) That there is posted along with the licence certificate a notice signed by the operator, giving his name, address and telephone number, and the name, address and telephone number of the employee or agent in charge of the particular premises, along with the emergency telephone numbers for Fire, Police, Building and Health Departments.

(3) Subject to (4), a person applying for or transferring a lodging house licence shall provide with the application, for each lodging house property, a certificate of compliance issued to the person under property standards by-law 74-74 as amended, the date of which is no more than 45 days before the date on which the Licence Committee considers the application for a licence.

(4) A lodging house licence holder applying for renewal of the licence shall comply with (3), unless there is a certificate of compliance issued to the licence holder under property standards by-law 74-74 as amended, the date of which is no more than three years before the date on which the Licence Committee considers the application for a licence.

(5) A person applying for a licence shall attend a training session conducted by or on behalf of the City, prior to issuance of a licence.

Inspection

4. The medical officer of health, the chief licence inspector, or a police officer, may at all reasonable times make inspection of any lodging house and of the records required to be kept, and either of the former two said officials may delegate such duty to a subordinate.

5. The amount of the licence fee for a licence granted under this Schedule, except the fee for a second level lodging house licence, is provided in section 28 of Schedule 45 of this by-law.

6. The provisions of and licence fees in by-law 80-259, as amended, continue to apply to second level lodging houses.

7.(1) The issuance, revocation and administration of second level lodging house licences shall be dealt with under the provisions of this by-law.

(2) Sections 3 and 4 of this Schedule shall not apply to second level lodging houses.

2. This by-law comes into force and effect on January 1, 1995.

PASSED this

27th

day of

September

A.D. 1994.

S. T. Hollowell

Acting **CITY CLERK**



[Signature]

MAYOR

BY-LAW NO. 94 -161

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 27TH DAY OF SEPTEMBER, A.D., 1994.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

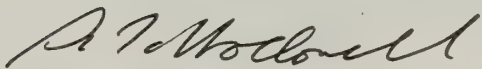
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 27th day of September A.D. 1994



Acting CITY CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 162

**TO ALTER STUART STREET BETWEEN BAY STREET NORTH
AND MACNAB STREET NORTH BY NARROWING THE PAVEMENT**

WHEREAS the Council of the Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act. Revised Statutes of Ontario, 1990, Chapter M.45, and amendments thereto, to establish and layout, widen, alter, divert, stop-up, lease, close or sell any highway or part of a highway;

AND WHEREAS the portion of highway known as Stuart Street is a local road under the jurisdiction of The Corporation of the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 38 of the 11th Report of the Transport and Environment Committee on August 30, 1994, authorized that steps be taken in accordance with the Municipal Act to advertise Notice of the City's intention to alter Stuart Street as hereinafter described;

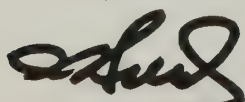
AND WHEREAS Notice of the City's intention to pass this By-law to authorize the said temporary closure has been published as required by Section 300 of the Municipal Act for four (4) consecutive weeks in The Spectator, a newspaper having general circulation of the City of Hamilton:

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard no matter whether in objection to or in support of this By-law;

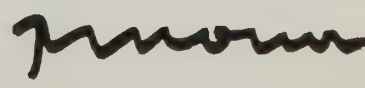
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the alterations be approved and carried out to Stuart Street between Bay Street North and MacNab Street North, for the purpose of narrowing the travelled portion of the said street, as illustrated in Schedule "A" attached hereto.
2. That the Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the said works.

PASSED this *11th* day of *October*, 1994.

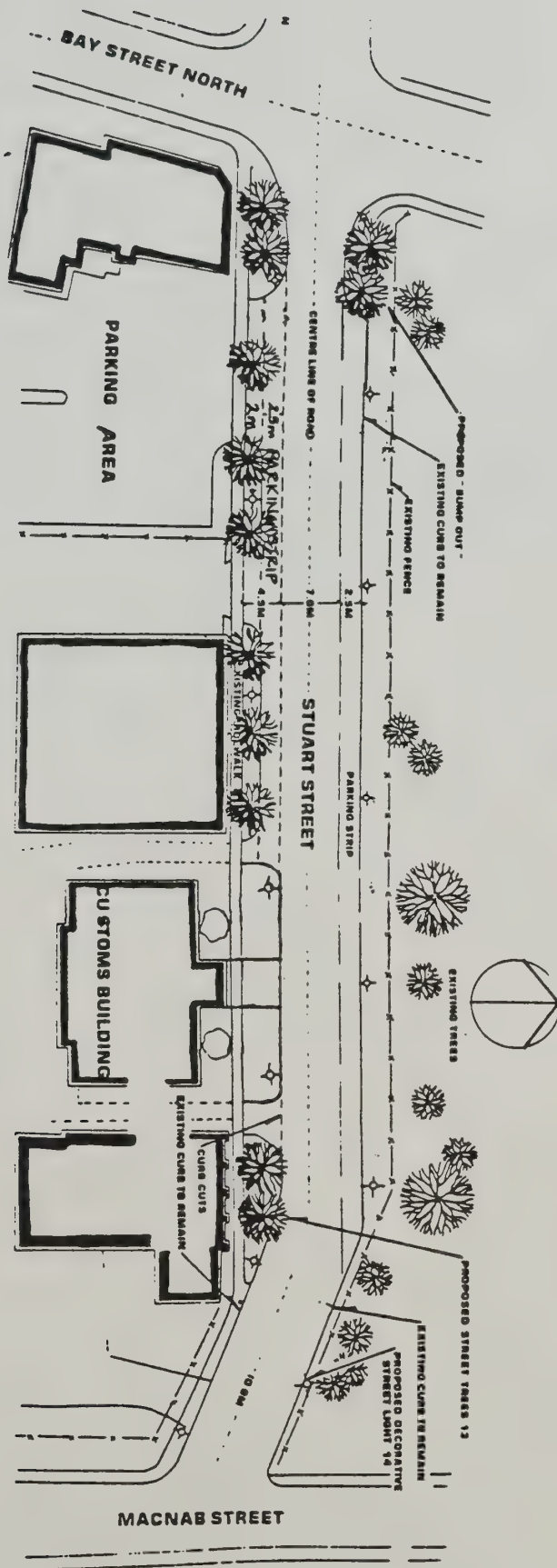

CITY CLERK




MAYOR

(1994) 11 R.T.E.C. 38, August 30

SCHEDULE "A"



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 163

TO INCORPORATE BLOCK 5, PLAN 62M-721
DESIGNATED AS PARTS 1 AND 2, ON PLAN 62R-13080
INTO UPPER WENTWORTH STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Upper Wentworth Street incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Upper Wentworth Street.

Parts of Block 5, Plan 62M-721, designated as Parts 1 and 2, on Plan 62R-13080.

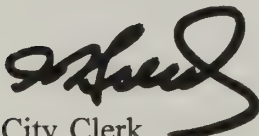
City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 11th day of October

A.D. 1994


City Clerk




Mayor

BY-LAW NO. 94 - 164

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 29 (No Stopping Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Aldridge	North	Caledon to 97 feet east	Anytime	
Catharine	East	commencing at a point 214 feet north of Cannon to a point 86 feet northerly therefrom	8:00 a.m. to 5:00 p.m.	Mon to Fri".

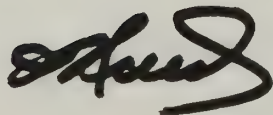
and by deleting therefrom the following items, namely:-

"Blake	West	112 feet north of Maplewood to a point 20 feet northerly therefrom	Anytime	
Aldridge	North	Caledon to 40 feet east	Anytime".	

2. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by deleting therefrom the following item, namely:-

"Whitney	North	42 feet commencing at a point 266 feet east of Leland	8:00 a.m. - 5:00 p.m. Monday to Friday".
----------	-------	---	--

PASSED this 11th day of October A.D. 1994.


CITY CLERK




MAYOR

BY-LAW NO. 94 - 165

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 26 (No Parking Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"Donegal East Limeridge to 108 feet south Anytime".

2. **Schedule 27 (Alternate Side Parking)** is hereby amended by adding thereto the following item, namely:-

"East 26th West East".
Queensdale to Brucedale

3. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following items, namely:-

"Ferguson	West	commencing at a point 96 feet south of Wood to a point 25 feet southerly therefrom	Anytime
Strathcona	East	commencing at a point 228 feet south of King to a point 27 feet southerly therefrom	Anytime
East 27th	East	Halam to MacKenzie	Anytime".

and by deleting therefrom the following item, namely:-

"Hunter South commencing 117 feet east of Ray to a point 22 feet easterly therefrom Anytime"

4. **Schedule 25 (Parking Time Limits)** is hereby amended by adding thereto the following items, namely:-

"Neyer	East	Mohawk to Laurier	2 hr	8 am - 8 am (24 hrs)	Mon - Sun
West 4th	Both	Richwill to the south end	1 hr	8 am - 4 pm	Mon - Fri

and by deleting therefrom the following item, namely:-

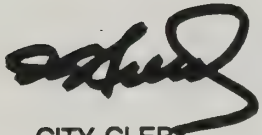
"East 27th East Halam to MacKenzie 1 hr 8 am - 8 am (24 hrs) Mon - Sun

5. **Schedule 23 (Hamilton Street Railway Bus Stops)** is hereby amended by deleting from the OUTBOUND Column the following item, namely:-

"Blake at Maplewood".

PASSED this 11th day of October

A.D. 1994.


CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94- 166

To Amend

By-law No. 93-167

Regarding

BUILDING PERMIT FEES

WHEREAS By-law 93-167 was enacted on the 27th day of July 1993 concerning Building Permit Fees.

AND WHEREAS City Council, on November 30, 1993, in adopting Item 7 of the 18th Report of the Planning and Development Committee authorized the addition of a Permit Class for the installation of siding on a single family dwelling;

AND WHEREAS City Council, on the 28th day of June, in adopting Item 6 of the 10th Report of the Planning and Development Committee authorized an amendment to paragraph 5 of Schedule "A";

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" of By-law No. 93-167 is amended by adding the following Class of Permit.

CLASS OF PERMIT

FEE

- | | | |
|-----|--|---------|
| 10. | Permit for installation of siding for single family dwelling | \$75.00 |
|-----|--|---------|

2. Paragraph 5 of Schedule "A" of By-law No. 93-167 is repealed and replaced by the following:

5. Permit for the installation of a tent

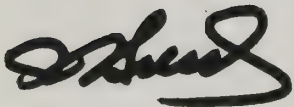
- | | | |
|-----|--|-------|
| (i) | where the area of a single tent is 56m ² (603 square feet) or less, and not more than two tents on a site | \$25. |
|-----|--|-------|

- | | | |
|------|---|-------|
| (ii) | where the area of a single tent exceeds 56m ² (603 square feet), and not more than two tents on a site | \$40. |
|------|---|-------|

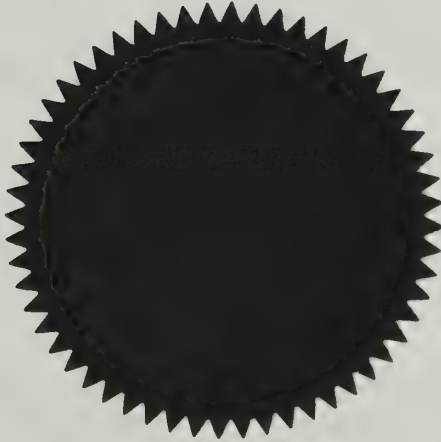
- | | | |
|-------|---|--|
| (iii) | where more than two tents are on a site | Basic fee of \$40. plus an amount calculated at the rate of \$9. per each \$1,000. or part thereof of the cost or valuation of construction in excess of the first \$10,000. |
| (iv) | where tents are erected on City owned property for a civic function | \$0. |

3. By-law No. 93-265 is hereby repealed.

PASSED this 11th day of October, 1994.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94- 167

To Amend:

Zoning By-law No. 6593
As Amended by Zoning By-law No. 89-82

Respecting:

LAND LOCATED AT MUNICIPAL NO. 60 DALHOUSIE AVENUE

WHEREAS By-law No. 89-82, passed by the Council of The Corporation of the City of Hamilton on the 28th day of February 1989, rezoned the above-captioned lands from "D" (Urban Protected Residential - One and Two Family Dwellings, Townhouses, etc.) District to "G-3" - 'H' (Public Parking Lots - Holding) District, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS section 2 of By-law No. 89-82 provides that upon the applicant/owner applying for and receiving approval of a Site Plan, the 'H' symbol shall be removed by amendment to By-law No. 89-82;

AND WHEREAS the applicant has applied for and received approval of Site Plan Control Application DA-89-83 on the 24th day of November 1989;

AND WHEREAS this by-law does not conflict with the intent of the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS City Council in adopting Item 16 of the 13th Report of the Planning and Development Committee at its meeting held on the 27th day of September 1994, directed that By-law No. 89-82 be amended to remove the 'H' (Holding) symbol in respect of the above lands.

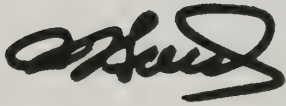
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The 'H' (Holding) symbol affixed by By-law No. 89-82, passed on the 28th day of February 1989, to the "G-3" - 'H' (Public Parking Lots - Holding) District designation of the land, the extent and boundaries of which are shown on a plan annexed as Schedule "A" to By-law No. 89-82 and forming part thereof, is hereby removed, and the development of the land may proceed in accordance with the "G-3" District provisions of Zoning By-law No. 6593.

2. Sheet No. E-43 of the District Maps, appended to and forming part of Zoning By-law No. 6593, as amended by section 1 of By-law No. 89-82, is further amended by changing from "G-3" - 'H' (Public Parking Lots- Holding) District to "G-3" (Public Parking Lots) District the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this by-law.

PASSED this 11th day of October

A.D. 1994



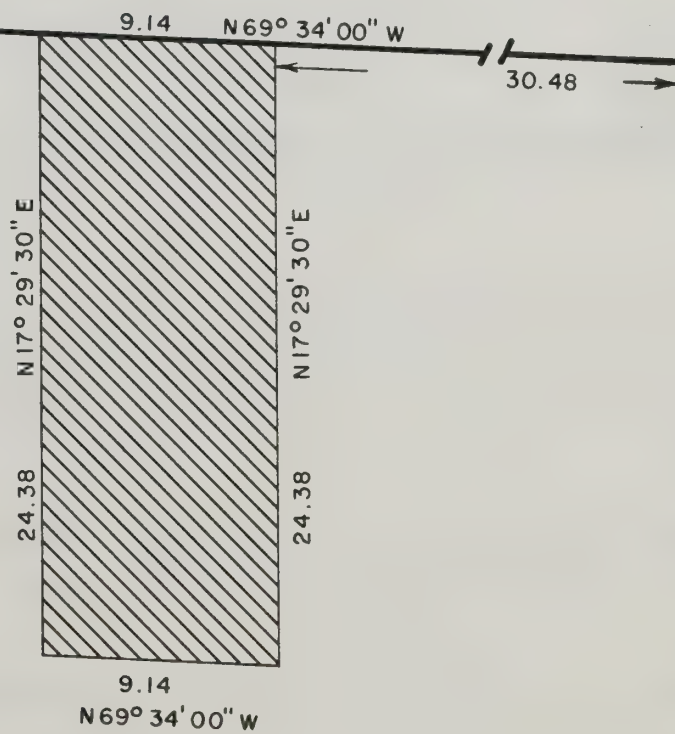
CITY CLERK



MAYOR

(1994) 13 R.P.D.C. 16, September 27
Mrs. Hyesoon Lee, Owner
ZAR-94-24

DALHOUSIE AVENUE



OTTAWA STREET NORTH

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-.....
Passed the day of, 1994.

[Signature]
Clerk

[Signature]
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 94-.....
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 94-167...

North



Scale
Not to Scale

Date
SEPTEMBER 1994

Reference File No.
ZA-94-24

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 94- 169

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 925 MAIN STREET WEST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-33 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "E" (Multiple Dwellings, Lodges, Clubs, etc.) District to "H" (Community Shopping and Commercial, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirement that,

- (a) notwithstanding Section 14 (1) of By-law No. 6593, only the existing parking area shall be permitted on the subject lands at the date of the passing of this by-law.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirement referred to in section 2.

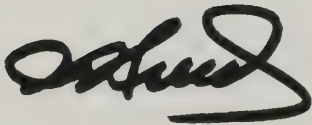
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1331.

5. Sheet No. W-33 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1331.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 11th day of October

A.D. 1994

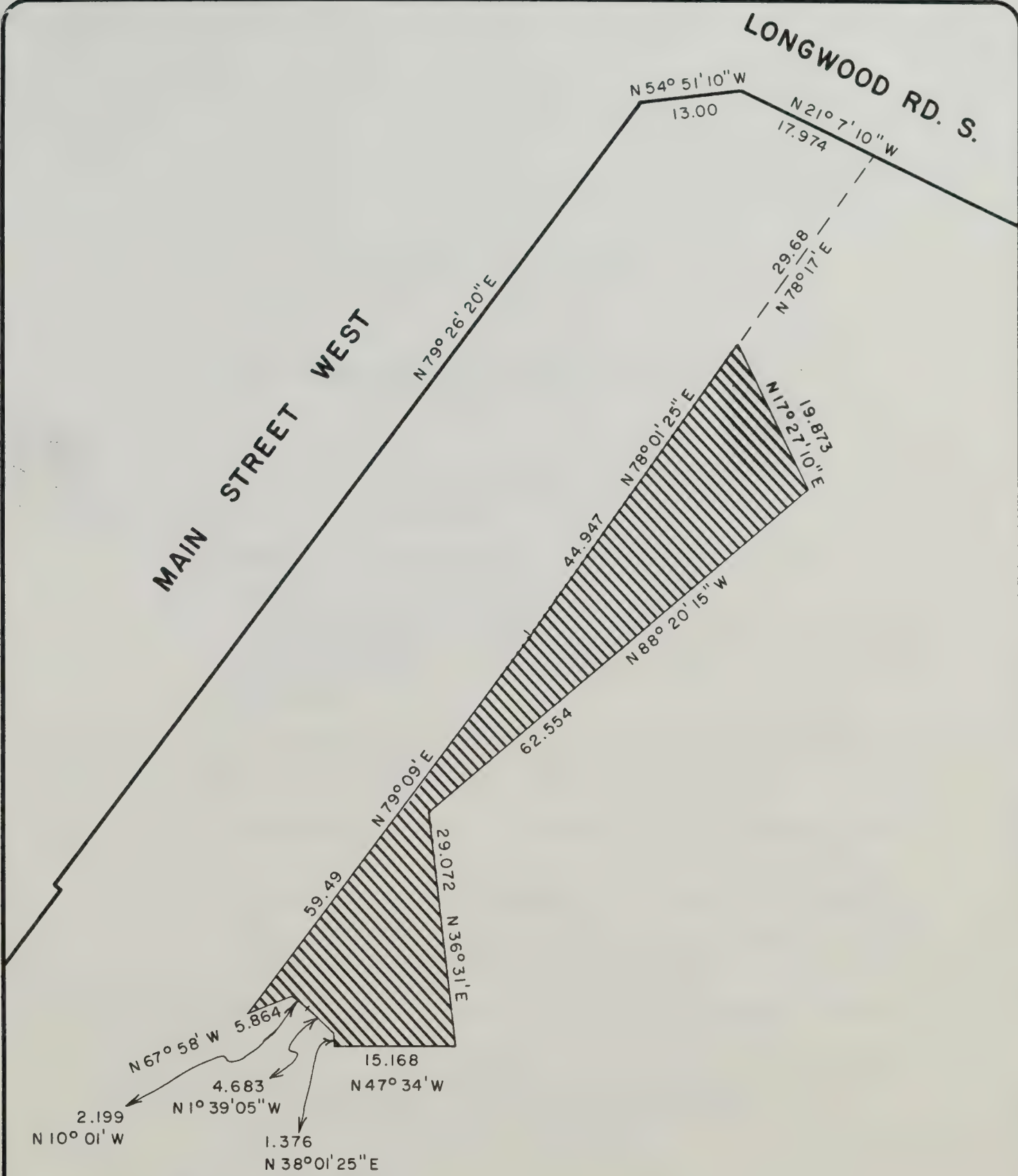


CITY CLERK



MAYOR

(1994) 12 R.P.D.C. 1, August 30
John Lecluse, In Trust, Prospective Owner
ZAC-94-10



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-.....
 Passed the day of , 1994.

[Signature]
 Clerk

[Signature]
 Mayor

City of Hamilton

Schedule A

Map Forming Part of
 By-Law No. 94-.....
 to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
 Planning and Development Department

Legend

Change in zoning from:

 "E" (Multiple Dwellings, Lodges, Clubs, etc.) District to "H" (Community Shopping and Commercial, etc.) District, modified.

North


Scale Not to Scale
Date AUGUST 1994

Reference File No. ZAC-94-10
Drawn By Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 94- 168

**To Remove
Land within the Rymal Estates Subdivision, Plan 62M-679
from Part Lot Control**

WHEREAS subsection 5 of section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of section 50 of the Planning Act, states, in part, as follows:

- (7) Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part of parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land, . . .;

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton-Wentworth pursuant to section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 50 of the Planning Act, shall not apply to the following lands:

Lots 56-65 inclusive, within Registered Plan Number 62M-679, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth.
2. (a) This by-law is subject to the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
- (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.

PASSED

11th

this day of *October*

A.D. 1994.



CITY CLERK



MAYOR

This Bylaw is approved pursuant to section 50(7), the Planning Act and section 4, Bylaw R89-171 of The Regional Municipality of Hamilton-Wentworth, this *day of* *1994*.

Commissioner of Planning and Development of
The Regional Municipality of Hamilton-Wentworth

The Corporation of the City of Hamilton

BY-LAW NO. 94- 170

To Amend:

Zoning By-law No. 6593
As Amended By By-law No. 87-40

Respecting:

LANDS LOCATED AT MUNICIPAL NO. 2826 KING STREET EAST

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 87-40 on the 10th day of February 1987 to change the zoning and establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "HH" District, in respect of the land located at Municipal No. 2826 King Street East, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A" which by-law came into force on the day it was passed in accordance with the Planning Act;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "HH" (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A of Zoning By-law No. 6593, as amended by By-law No. 87-40, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are further amended to the extent only of the special requirement that:

(a) section 2.(a)(i) of By-law No. 87-40 is amended by:

(i) replacing "USE" with "USES" in the first line thereof; and,

(ii) adding a new paragraph 2.(a)(i) 2., at the end of the section, to read as follows:

"2. Business and professional offices, within the building existing on the day of the passing of this by-law."

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 2. of By-law No. 87-40 and section 1. of this by-law.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1002a.

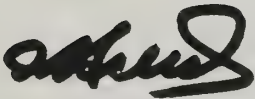
4. Sheet No. E-106 of the District Maps, appended to and forming part of By-law No. 6593, is amended by marking the lands referred to in section 1. of By-law No. 87-40 and section 1. of this by-law, S-1002a.

4. Sheet No. E-106 of the District Maps, appended to and forming part of By-law No. 6593, is amended by marking the lands referred to in section 1. of By-law No. 87-40 and section 1. of this by-law, S-1002a.

5. In all other respects, By-law No. 87-40 is hereby confirmed, unchanged.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 11th day of October A.D. 1994.

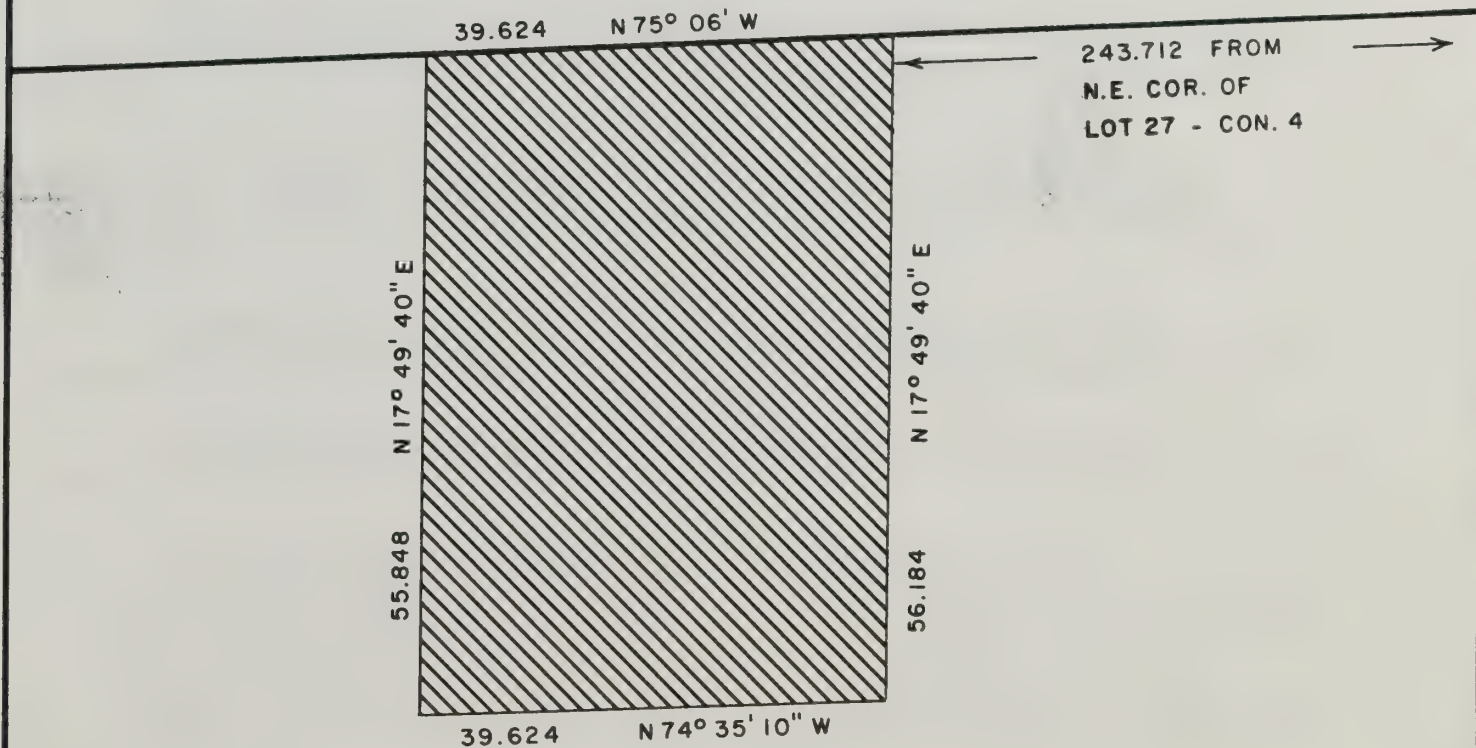

CITY CLERK




MAYOR

(1994) 14 R.P.D.C. , October 11
M. Jovanovic, owner
ZAR-94-23

KING STREET EAST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-.....
Passed the day of , 1994.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 94-.....
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 94-170...

North



Scale
Not to Scale

Date
SEPTEMBER 1994

Reference File No.
ZAR-94-23

Drawn By
Z.K.

BY-LAW NO. 94 -171

**TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF
THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 11TH DAY OF
OCTOBER A.D., 1994.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

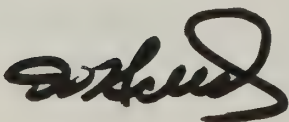
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 11th day of October A.D. 1994



CITY CLERK



MAYOR

CAL ON HBL A08
B91

BY-LAW NO. 94 - 172

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Fairway	Eastbound	St. Andrews (East leg)
Kipling	Southbound	Glen
Gateview	Eastbound	Arcade
Inverness	Eastbound and Westbound	Arcade
Brantdale	Eastbound and Westbound	West 2nd
East 37th	Northbound and Southbound	Dallas".

and by deleting therefrom the following items, namely:-

"Arcade	Southbound	Inverness Crt
Arcade	Southbound	Inverness
Arcade	Northbound	Gateview".

2. **Schedule 11 (Yield Right-of-Way Signs)** is hereby amended by deleting therefrom the following items, namely:-

"Arcade	Northbound	Inverness
Arcade	Southbound	Gateview".

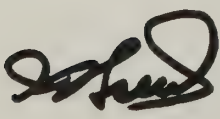
3. **Schedule 29 (No Stopping Areas)** is hereby amended by deleting therefrom the following item, namely:-

"Britannia	North	Archibald to 60 feet east	Anytime".
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and by adding thereto the following item, namely:-

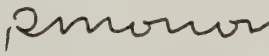
"Britannia	North	Archibald to 40 feet east	Anytime".
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PASSED this 25th day of October A.D. 1994.



CITY CLERK





MAYOR

BY-LAW NO. 94 - 173

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 34 (Sticker Permit Parking)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Britannia	South	Garside to Crosthwaite	Anytime
Britannia	North	from a point 40 feet east of Archibald to Harmony	Anytime
Holmes	South	from a point 49 feet west of Emerson to a point 20 feet westerly therefrom	Anytime".

and by deleting therefrom the following item, namely:-

"Barnesdale	West	commencing at a point 151 feet north of King to a point 24 feet northerly therefrom	Anytime".
-------------	------	---	-----------

2. **Schedule 25 (Parking Time Limits)** is hereby amended by adding thereto the following items, namely:-

"Allenby	Both	McElroy to the northerly end	1 hr	8 am - 4 pm	Mon - Fri
Columbia	South	Hudson to Stacey	2 hr	9 am - 4 pm	Mon - Fri

3. **Schedule 26 (No Parking Areas)** is hereby amended by adding thereto the following items, namely:-

"East Bend	East	Dunsmure to 113 feet north of Main	Anytime
Pearson	West	commencing at a point 347 feet south of Mount Pleasant to a point 18 feet southerly therefrom	Anytime
Columbia	North	Verona to the north property line of No. 144 Columbia	9 am - 4 pm Mon - Fri".

and by deleting therefrom the following item, namely:-

"Pearson	West	commencing at a point 347 feet south of Mount Pleasant to a point 18 feet southerly therefrom	8 am - 5 pm Mon - Fri".
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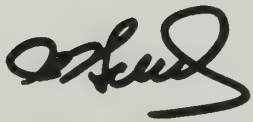
4. **Schedule 27 (Alternate Side Parking)** is hereby amended by deleting therefrom the following item, namely:-

"East Bend Avenue	East	West"
Main Street East to King Street East		

and by adding thereto the following item, namely:-

"East Bend	East	West".
Dunsmure to King		

PASSED this *25th* day of *October* A.D. 1994.



CITY CLERK



MAYOR

BY-LAW NO. 94 - 174

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

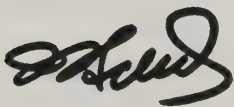
THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 34 (Sticker Permit Parking)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"Fairfield	East	commencing 368 feet north of Britannia to a point 18 feet northerly therefrom	Anytime".
------------	------	---	-----------

PASSED this 25th day of October A.D. 1994.



CITY CLERK



MAYOR

BY-LAW NO. 94 - 175

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

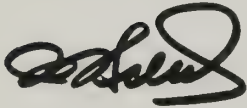
THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

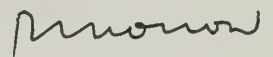
1. **Schedule 18 (No Right Turn on Red Signal Light at Certain Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"Mall	Northbound	Mohawk	8:00 a.m. - 6:00 p.m. Saturdays and Sundays".
-------	------------	--------	--

PASSED this *25th* day of *October* A.D. 1994.



CITY CLERK



MAYOR



BY-LAW NO. 94 - 177

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

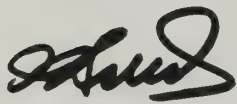
THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 25 (Parking Time Limits)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"East 24th	East	from the north property	1 hr	8:00 a.m. - 6:00 p.m	Mon - Fri".
		line of No. 105 to the			
		south property line of			
		No. 111			

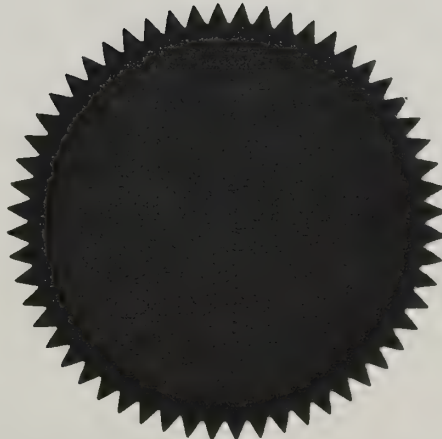
PASSED this *25th* day of *October* A.D. 1994.



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 94- 178

To Amend:

Zoning By-law No. 6593
As Amended by Zoning By-law No. 76-312

Respecting:

LAND LOCATED AT MUNICIPAL NO. 180 WALNUT STREET SOUTH

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 76-312 on the 30th day of November 1976 to change the zoning and establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "C" District, in respect to the above-mentioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was approved by the Ontario Municipal Board by Order dated the 14th day of December 1977;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982 and with the Official Plan as amended by Official Plan Amendment No. 127, proposed by the Council of The Corporation of the City of Hamilton as By-law No. 94-129, but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

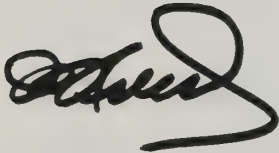
1. The "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) District provisions, as contained in Section 11A of Zoning By-law No. 6593, as amended by By-law No. 76-312, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are further amended in accordance with Section 39 of the Planning Act, R.S.O. 1990, to the extent only of the special requirements that,

- (a) a restaurant shall be permitted only within the existing building, for a maximum period of two years from the date of the passing of this by-law; and
- (b) notwithstanding Section 18A of By-law No. 6593, no parking shall be required for the temporary restaurant use.

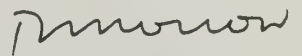
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-1" District provisions, subject to the special requirements referred to in section 2 of By-law No. 76-312 and section 1 of this by-law.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-490a.
4. Sheet No. E-5 of the District Maps is amended by marking the lands referred to in section 1 of By-law No. 76-312 and section 1 of this by-law, S-490a.
5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 25th day of October A.D. 1994

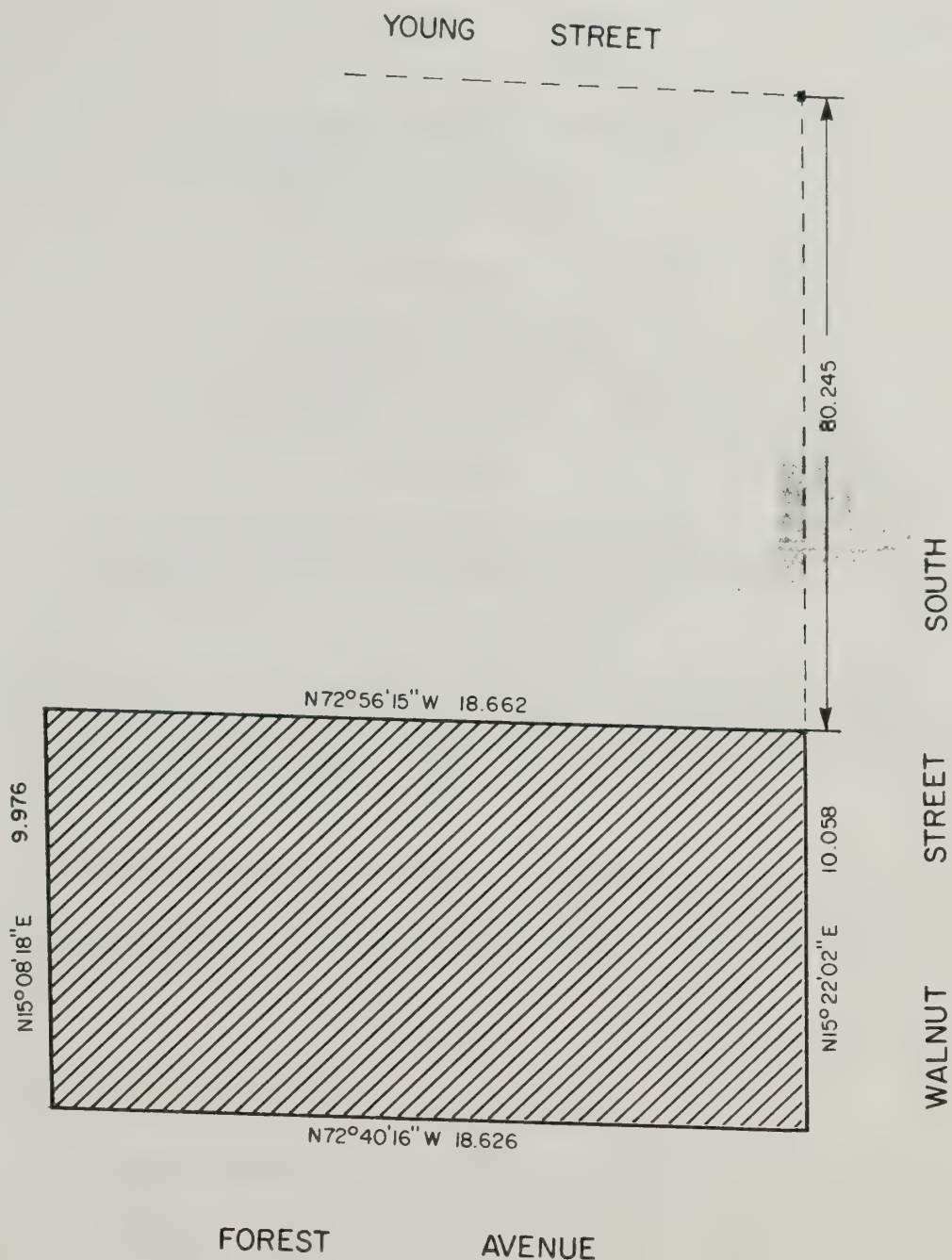


CITY CLERK



MAYOR

(1994) 10 R.P.D.C. 4B, June 28
Ivo Civitarese, et al, Owner
ZAC-94-03



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-178...
 Passed the 25th day of October , 1994.

[Signature]

Clerk

[Signature]

Mayor

City of Hamilton

Schedule A

Map Forming Part of
 By-Law No. 94-178..
 to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
 Planning and Development Department

Legend



Lands to be regulated by
 By-Law No. 94-178...

North



Scale
 Not to Scale

Date
 JUNE 1994

Reference File No.
 ZAC-94-03

Drawn By
 E. C.

The Corporation of the City of Hamilton

BY-LAW NO. 94- 179

To Amend:

Zoning By-law No. 6593
As Amended by By-law No. 79-255

Respecting:

**LAND LOCATED AT THE REAR OF
MUNICIPAL NO. 1200 UPPER JAMES STREET**

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 79-255 on the 28th day of August 1979 to change the zoning and establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "G-3" District, in respect of the land located at the rear of Municipal Nos. 1188 and 1208 Upper James Street, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was approved by the Ontario Municipal Board by Order dated the 30th day of October 1979, (File No. R 793837);

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 15 of the 11th Report of the Planning and Development Committee at its meeting held on the 25th day of April 1989, recommended that Zoning By-law No. 6593, as amended, be further amended to change the zoning and establish a special requirement under Section 19B of Zoning By-law No. 6593, in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS the special conditions relating to this rezoning, referred to in Section 15 of the 11th Report of the Planning and Development Committee adopted by City Council on the 25th day of April 1989, have been satisfied;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982 and with the Official Plan as amended by Official Plan Amendment No. 75, proposed by the Council of The Corporation of the City of Hamilton as By-law No. 89-161, but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-9B of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "G-3" (Public Parking Lots) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "G-3" (Public Parking Lots) District provisions, as contained in Section 13C of Zoning By-law No. 6593, applicable to the land referred to in section 1 are amended to the extent only of the special requirement that,

- (a) a planting strip not less than 9.0 m in width shall be provided and maintained along the westerly lot line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-3" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1122.

5. Sheet No. W-9B of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1122.

6. (a) Sections 2, 3, 4 and 5 of By-law No. 79-255 are hereby repealed.

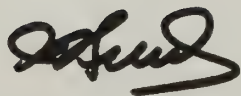
(b) Sections 6 and 7 of By-law No. 79-255 are hereby renumbered 2 and 3 respectively.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 25th day of

October

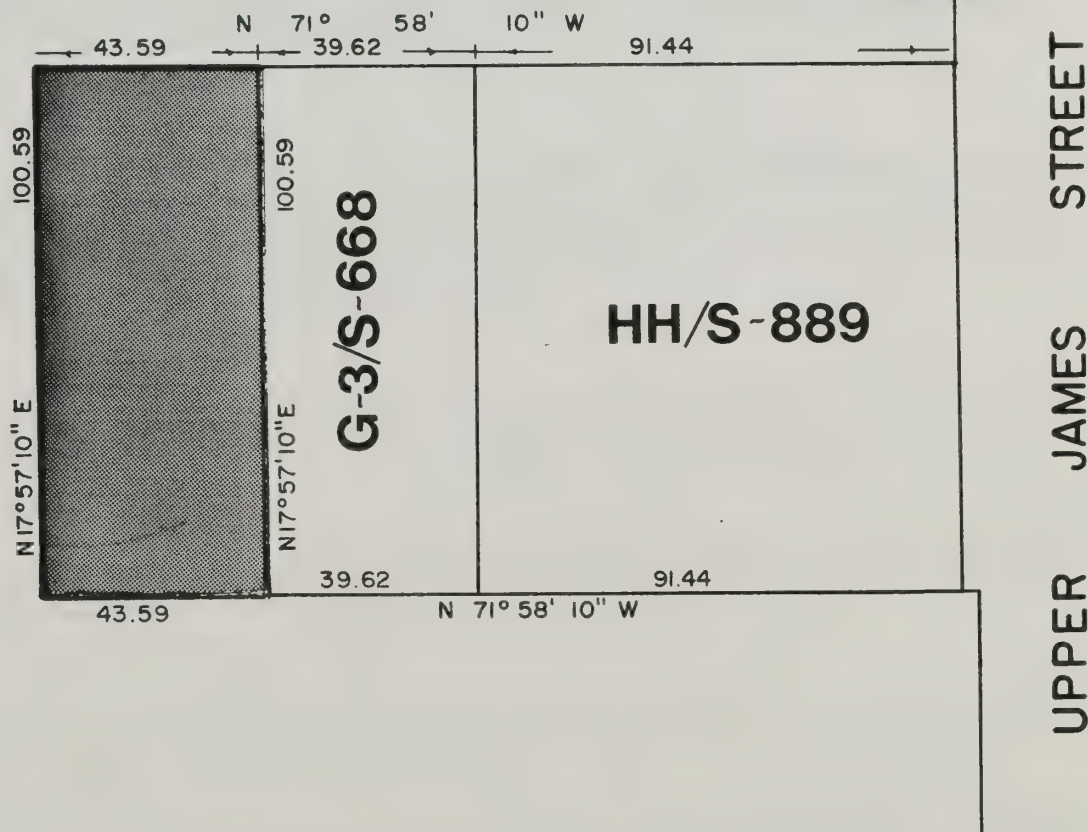
A.D. 1994



CITY CLERK

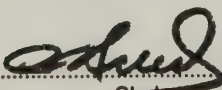


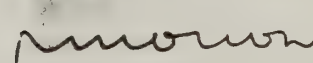

MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-179.
Passed the 25th day of October, 1994


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 94-179....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"AA"(Agricultural) District to "G-3"(Public
Parking Lots)District,Modified.

North



Scale
NOT TO SCALE

Date
MAY, 1989

Reference File No.
ZA 88 - 109

Drawn By
R.J.M.

The Corporation of the City of Hamilton

BY-LAW NO. 94- 180

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 2535 KING STREET EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-96 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "HH" (Restricted Community Shopping and Commercial) District to "DE-3" (Multiple Dwellings) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "DE-3" (Multiple Dwellings) District provisions, as contained in Section 10C of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 10C.(1)(i) of Zoning By-law No. 6593, a residential care facility for the accommodation of a maximum of 20 residents being qualified Senior Citizens shall be permitted; and
- (b) a landscape planting strip having a minimum width of 1.5 m, and a visual barrier not less than 1.8 m in height and not greater than 2.0 m in height, shall be provided and maintained along the northerly property line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-3" District provisions, subject to the special requirements referred to in section 2.

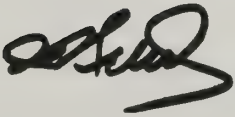
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1334.

5. Sheet No. E-96 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1334.

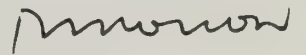
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 25th day of October

A.D. 1994



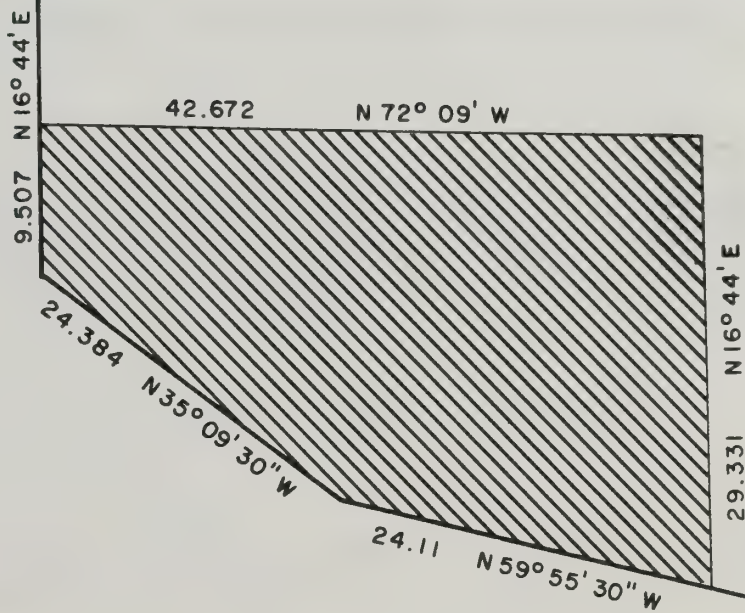
CITY CLERK

MAYOR

(1994) 14 R.P.D.C. 1, October 11
 Frank Ricci, Prospective Owner
 Amended ZAC-94-17

POTTRUFF ROAD



KING STREET EAST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-..180..
Passed the 25th day of ..October....., 1994.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 94-..180..
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"HH" (Restricted Community
Shopping and Commercial) District to
"DE-3" (Multiple Dwellings) District,
Modified.

North



Scale
Not to Scale

Date
OCTOBER 1994

Reference File No.
ZAC-94-17

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 94- 181

To Amend:

TOTAL COSTS OF VARIOUS DEBENTURED PROJECTS

AND WHEREAS on November 30, 1993, the Council of The Corporation of the City of Hamilton, in adopting Item 23 of the 22nd Report of the Finance and Administration Committee, authorized revisions to the authorized cost of various capital projects;

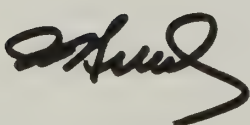
AND WHEREAS some of the capital projects which were amended were financed by Debentures issued in previous years;

AND WHEREAS this By-law was authorized by Item 23 of the 22nd Report of the Finance and Administration Committee for 1993;

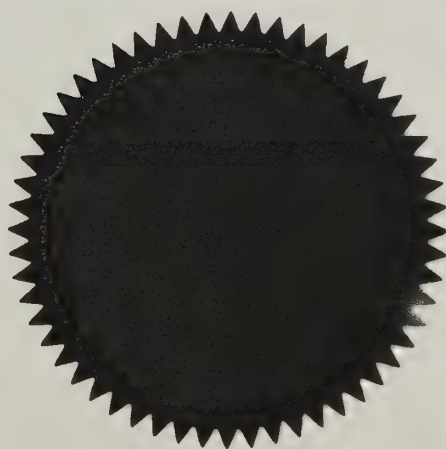
NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

The total authorized cost for the projects shown on column 1 of Schedule "A" attached to and forming part of this By-law are changed from the amounts shown in column 2 to the amounts shown in column 3 of Schedule "A".

PASSED this **25th** day of **October** 1994.



CITY CLERK



MAYOR

SCHEDULE "A" TO BY-LAW NO. 94- 181

<u>Project</u>	<u>AUTHORIZED COST</u>		<u>BY-LAW NO.</u>
	<u>From</u>	<u>To</u>	
1) Traffic Operations Centre	\$6,180,000	\$6,109,970	89-40
2) West Mountain Twin Pad Arena	\$9,545,000	\$9,874,260	93-229
3) Fire Station No. 2/Stonechurch Rd.	\$1,400,000	\$1,412,810	89-302
4) Sackville Hill Seniors' Recreation Centre	\$3,694,000	\$3,766,520	93-090
5) Staff Facilities Building/Gage Park	\$ 460,000	\$ 464,130	90-268
6) Track & Field House/Mohawk Sports Park	\$ 440,000	\$ 442,630	90-267

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 182

TO AUTHORIZE AN EXTENSION AGREEMENT

FOR PAYMENT OF REALTY TAX ARREARS

WHEREAS the Municipal Tax Sales Act, R.S.O. 1990, c. M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

AND WHEREAS the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

AND WHEREAS, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

AND WHEREAS the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

AND WHEREAS, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

AND WHEREAS the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date on Schedule "A" attached hereto.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.

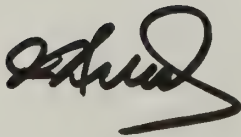
 (b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

- (a) that the Extension Agreement does not reduce the amount of the Cancellation Price.
- (b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.
- (c) that any person may pay the Cancellation Price at any time.
- (d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.
- (e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

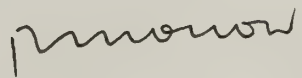
3. As also provided in the Municipal Tax Sales Act,

- (a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.
- (b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this 25th day of October A.D., 1994.



CITY CLERK



MAYOR

SCHEDULE "A"
EXTENSION AGREEMENTS

A)	OWNER'S NAME(S) PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	1221 STONE CHURCH ROAD E DIETER, CASPER 06 07110 6735 CON 7, PART LOT 4 BTN HAM NOV 2, 1993 168417 NOV 2, 1994 \$48,382.87
B)	OWNER'S NAME(S) PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	HEWITT, JAMES ELLIOT 17 CLARE AVENUE 05 05110 6280 PLAN 487 LOT 91 DEC 1, 1993 170763 DEC 1, 1994 \$6,429.35
C)	OWNER'S NAME(S) PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	MELO, ANN MARIE 227 MARY STREET 02 01560 5880 SVY. N HUGHSON, PT LOT 23 & 24 APR 26, 1994 181467 APR 26, 1995 \$6,254.88
D)	OWNER'S NAME(S) PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	DOBES, KAREL & BARBARA JOAN 72 STONE CHURCH W. U7 08 09410 0035 WENTWORTH CONDO PLAN 168 LEVEL 1 UNIT 7 JUN 20, 1994 LT365707 JUN 20, 1995 \$8,584.36
E)	OWNER'S NAME(S) PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	LENNOX, RODNEY A. 97 AIKMAN STREET 03 02310 4610 CON 2, PT LOT 10 BTN HAM NOV 17, 1993 169425 NOV 17, 1994 \$9,502.24
F)	OWNER'S NAME(S) PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION INST # OF TAX ARREARS CERTIFICATE REDEMPTION DATE TOTAL ARREARS	TIMPERIO, MICHAEL 151 KINSLEA DRIVE 06 05630 6380 PLAN 964 PT LOT 24 DEC 21, 1993 172483 DEC 21, 1994 \$12,488.16

BY-LAW NO. 94 -183

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF
THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 25TH DAY OF
OCTOBER A.D., 1994.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

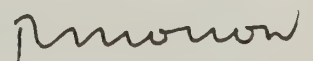
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

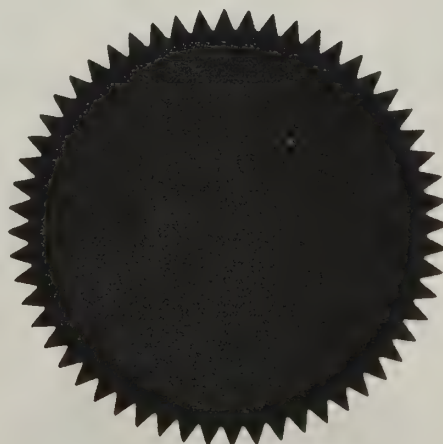
PASSED this 25th day of October A.D. 1994



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 94-184

To Designate:

**AS A HERITAGE CONSERVATION DISTRICT
THE AREA OF DURAND-MARKLAND
COMPRISED OF MARKLAND STREET, (BETWEEN JAMES AND BAY
STREETS), CHILTON PLACE, AND MACNAB STREET SOUTH
(BETWEEN MARKLAND AND HERKIMER STREETS)**

WHEREAS subsections 1 and 3 of section 41 of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18, provides as follows:

41. (1) Subject to subsection (2), where there is in effect in a municipality an official plan that contains provisions relating to the establishment of heritage conservation districts, the council of the municipality may by by-law designate the municipality or any defined area or areas thereof as a heritage conservation district.

(3) A by-law passed under subsection (1) does not come into force without the approval of the Board.

AND WHEREAS the Official Plan of the City of Hamilton contains provisions relating to the establishment of heritage conservation districts;

AND WHEREAS it is intended to designate the area defined by the said by-law.

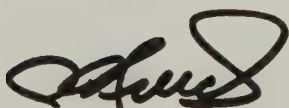
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The area more particularly shown on Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as a Heritage Conservation District.

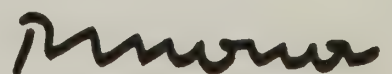
2. This by-law shall come into force upon approval of the Ontario Municipal Board.

PASSED this *8th* day of *November*

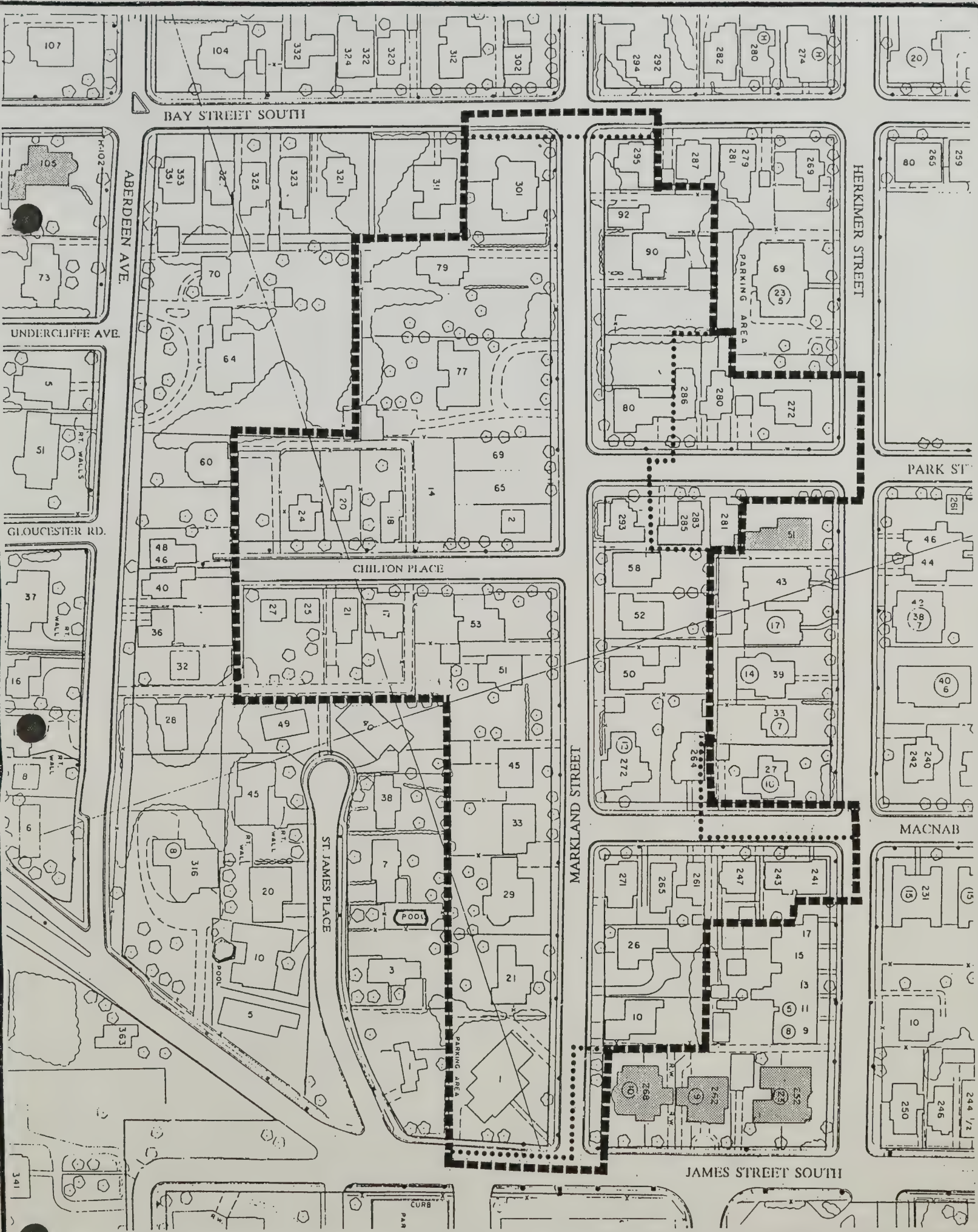
A.D. 1994



CITY CLERK



MAYOR



DURAND-MARKLAND HERITAGE CONSERVATION DISTRICT STUDY

UNTERMAN McPHAIL CUMING
ASSOCIATES

WENDY SHEARER
LANDSCAPE ARCHITECT LIMITED

DATE : JULY 1994



HERITAGE CONSERVATION DISTRICT BOUNDARY

LEGEND

- DISTRICT BOUNDARY
- DESIGNATED PART IV
- DISTRICT STUDY AREA

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94 - 185

To prescribe standards for the maintenance

and occupancy of property.

AND WHEREAS the Council of the Corporation of the City of Hamilton is empowered by the Section 31 of the Planning Act R.S.O. 1990 Chapter P.13 to pass a by-law for, inter alia, prescribing standards for the maintenance and occupancy of property within the municipality, for prohibiting the use of property that does not conform to the standards, and for requiring property that does not conform to the standards to be repaired and maintained to conform to the standards or for the site to be cleared;

AND WHEREAS pursuant to the provisions of Section 31, [formerly Section 36], of the Planning Act R.S.O. 1970 Chapter 349 as amended of Revised Statutes of Ontario 1970, Chapter 349, the Council of the Corporation of the City of Hamilton did on the 26th day of June 1973 by By-law Number 73-200 adopt Official Plan Amendment Number 282 being a policy statement containing provisions relating to property conditions.

AND WHEREAS By-Law No. 74-74 was enacted on the 30th day of April, 1974.

AND WHEREAS it is desirable to consolidate By-Law No. 74-74 as amended.

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 6 of the SIXTEENTH Report of the Planning and Development Committee for 1994 at its meeting held on the 8th day of November, 1994 directed that By-law No. 74-74 be repealed and a consolidated Property Standards By-law be enacted.

NOW THEREFORE, the Council of the Corporation of the City of Hamilton enacts as follows:

SHORT TITLE

1. This by-law may be cited as The Property Standards By-law.

INTERPRETATION

2. In this by-law.
 - (a) "accessory building" means a building or structure the use of which is incidental to the use of a property and which is located in the yards located on the same lot as a building.
 - (b) "approved" means as approved by the Chief Property Standards Officer or his designate.
 - (c) "basement" means any storey below the first storey.
 - (d) "building" means any structure used or intended to be used for supporting or sheltering any use or occupancy.
 - (e) "building code" includes,
 - (i) The Building Code Act and regulations made thereunder.
 - (ii) City of Hamilton By-law No. 93-167 as amended.

- (f) "cellar" means a storey that is more than 50 percent below grade.
- (g) "Chief Property Standards Officer" means the Chief Building Official as appointed under By-law 82-134, as amended.
- (h) "City" means The Corporation of the City of Hamilton.
- (i) "committee" means The Property Standards Committee established under this By-law.
- (j) "dwelling" means a building or structure, with or without kitchen facilities or a part of such a building or structure, which is, or is intended to be used for the purpose of human habitation, and includes a building that would be or would be intended to be used for such purposes, except for its state of disrepair.
- (k) "dwelling unit" means a suite that is a housekeeping unit, used or intended to be used as a domicile by one or more persons for living, sleeping and preparing food and **must** include a kitchen.
- (l) "first storey" means the uppermost storey having its floor level not more than 2 meters above grade.
- (m) "habitable room" means any room in a dwelling or dwelling unit used or intended to be used for living, eating, sleeping, or cooking, and without limiting the foregoing shall include den, library, sunroom or recreational room or any combination thereof.
- (n) "health by-law" means The City of Hamilton Health By-Law, being By-Law No. 4798, a by-law Respecting Conditions which may be or become Injurious to Health, and the regulations made thereunder, and any regulation or by-law prescribed or authorized by the provisions of The Health Protection & Promotion Act, 1983 S.O. 1990 Chapter H.7 as amended.
- (o) "heating appliance" means a device to convert fuel into energy and includes all components, controls, wiring and piping required to be part of the device by the applicable standard referred to in this Building Code
- (p) "inoperative motor vehicle" means a vehicle having missing parts, including tires or damaged or missing glass or deteriorated or removed metal adjunct or part which prevent its normal function.
- (q) "lot" means a parcel of land the boundaries of which are defined in the last registered instrument by which legal or equitable title to the said parcel was lawfully and effectively conveyed.
- (r) "medical officer of health" means The Medical Officer of Health for the Regional Municipality of Hamilton-Wentworth, Department of Health Services.
- (s) "multiple dwelling" means a building containing four or more dwelling units.
- (t) "non-habitable room" means any room or space in a dwelling, or dwelling unit, other than a habitable room and includes a washroom, bathroom, toilet room, laundry, pantry lobby, communicating corridor, stairway, closet, cellar, boiler room, garage, or space for service and maintenance of any building for public use and for access to and vertical travel between storeys.
- (u) "occupancy" means the use or intended use of a building or part thereof for

the shelter or support of persons, animals or property.

- (v) "officer" means a Property Standards Officer who has been appointed under By-law No. 82-134, as amended, to administer and enforce this By-law.
- (w) "owner" includes the person, for the time being, managing or receiving the rent of the land or premises in connection with which the word is used whether on his own account, or as agent or trustee of any other person, or who would so receive the rent if such land and premises were let, and shall also include a lessee or occupant of the property who, under the terms of a lease, is required to repair and maintain the property in accordance with the standards for the maintenance and occupancy of property.
- (x) "property" means a building or structure, or part of a building or structure, and includes the lands and premises appurtenant thereto and all mobile structures, outbuildings, fence and retaining walls, and erections thereon, whether heretofore or hereafter erected and includes vacant property.
- (y) "protective device" means any mechanical device designed for the purpose of inhibiting movement by latching or automatic engagement or in any other reasonable manner.
- (z) "repair" includes the provision of such facilities and the making of additions or alterations or the taking of such action as may be required so that the property shall conform to the standards established in this by-law.
- (aa) "residential property" means any property that is used or is capable of being used as a dwelling or multiple thereof, and includes any land or buildings that are appurtenant to such establishment including but not necessarily limited to all steps, walks, driveways, parking spaces, fences and yards.
- (bb) "retaining wall" means a structure that holds back soil or other loose material to prevent it assuming the natural angle of repose at locations where an abrupt change in ground elevation occurs.
- (cc) "sanitary sewage" means liquid or water borne waste
 - (i) of industrial or commercial origin, or
 - (ii) of domestic origin, including human body waste, toilet or other bathroom waste, and shower, tub, culinary, sink and laundry waste.
- (dd) "storm sewage" means water that is discharged from a surface as a result of rainfall, snowmelt or snowfall.
- (ee) "sewage system" means the Regional Municipality of Hamilton-Wentworth's system of storm sewers, sanitary sewers, and combined sewers, or a private sewage disposal system approved by the Medical Officer of Health within the City of Hamilton.
- (ff) "standards" means the standards of physical condition and of occupancy prescribed for property by this by-law.
- (gg) "storey" means that portion of a building which is situated between the top of any floor and the top of the floor next above it, and if there is no floor above it, that portion between the top of such floor and the ceiling above it.
- (hh) "suite" means a single room or series of rooms of complementary use, operated under a single tenancy, and includes dwelling units, individual guest rooms in motels, hotels, boarding houses, rooming houses and dormitories as well as individual stores and individual or complementary rooms for business

and personal services occupancies.

- (ii) "tenant" means any person or persons over the age of 18 years in possession of the property.
- (jj) "unsafe condition" means any condition that poses a danger to the health or safety of any person on or about the premises.
- (kk) "visual barrier" shall mean a continuous, uninterrupted structure which completely blocks lines of sight when viewed perpendicularly from either of its sides and shall consist of one or more of the following materials: wood, stone, bricks, mortar, fabricated metal or other similarly solid material. (82-186) (83-228) (92-170)
- (ll) "vermin" shall include rats, mice, and all other such obnoxious animals.
- (mm) "yard" means the land within the boundary lines of the lot and not occupied by the principal building.

SCOPE

- 3(1) No person shall use or occupy, or being the owner thereof or his agent, shall allow to be used or occupied, any property unless such property conforms to the standards prescribed herein, nor shall the owner or his agent permit the accumulation of debris or rubbish on yards, as herein defined, in contravention of the standards prescribed in this By-Law.
- 3(2) No person shall use or permit any one to use any property that does not conform to the standards of this By-Law.
- 3(3) No owner of any property shall fail to maintain such property to conform to the standards of this By-Law.
- 3(4) No person shall remove from a property any sign, notice or placard placed thereon pursuant to sections 31(6) and (7) of the Planning Act, R.S.O. 1990, Chapter P.13.

VALIDITY

- 4(1) Should any section or part of a section of this By-Law be held to be invalid, the validity of the remainder of the By-Law shall not be affected.

GENERAL STANDARDS FOR ALL PROPERTIES

STRUCTURAL STANDARD

- 5(1) Every part of a property shall be maintained in a structurally sound condition so as to be capable of sustaining safely its own weight and any additional weight that may be put on it through normal use, having a factor of safety as required by the Ontario Building Code.
- 5(2) All exterior surfaces shall be of materials which resist deterioration by the weather or have resistant coatings applied to them.
- 5(3) The exterior walls, chimneys, roofs and other parts of the property shall be free from loose, rotten, warped and broken materials and objects. Such

materials and objects shall be removed, repaired or replaced.

EXTERIOR WALLS AND ROOFS

- 6(1) The exterior walls and their components shall be maintained so as to prevent their deterioration and shall be so maintained, by the painting, restoring or repairing of the walls, coping or flashing or by the waterproofing of joints and of the walls themselves.
- 6(2) Exterior walls, roofs and other parts of a building shall be free from loose and unsecured objects and materials which may create an unsafe condition. Such objects or materials shall be removed, repaired or replaced.
- 6(3) Exteriors of buildings shall be kept weather resistant through the use of caulking and other appropriate weather resistant materials and be maintained to prevent the entry of vermin and birds.
- 6(4) A roof including the fascia board, soffit, cornice and flashing shall be maintained in a condition so as to prevent the leakage of water into the building.
- 6(5) All structural components of a roof shall provide adequate support for all probable loads, and form a suitable base for the roof covering.
- 6(6) Sign faces and their structures shall be maintained without any visible deterioration of the sign or its structure.
- 6(7) Exterior walls of a building or structure and their components shall be maintained free of painted slogans, graffiti or similar defacements.
- 6(8) Exterior walls of a building or structure, and their components shall be maintained free of posters or advertisements which are:
 - a) for events which have already occurred or
 - b) which are, or may become, loosened, dislodged, torn or otherwise in a condition which may permit them to detach and become litter.

FOUNDATIONS AND BASEMENTS

- 7(1) The foundation walls and the basement, cellar or crawl space floors shall be maintained in good repair and structurally sound.
- 7(2) Every basement, cellar and crawl space in a property shall be maintained in a reasonably watertight condition so as to prevent the leakage of water into the building.

INTERIOR STRUCTURE & FLOORS

- 8(1) Every building, unless of concrete slab-on-grade design, shall be upon either full foundation walls or piers, and all footings, foundation walls, and piers shall be of concrete, masonry, or other material acceptable to the City under the provisions of the Building Code and shall be sound, reasonably plumb, and adequate to carry the loads imposed on them.
- 8(2) In every building all joists, beams, studding, and roof rafters shall be of sound material and adequate for the load to which they are subjected.

- 8(3) Every cellar shall have a floor of concrete or other material acceptable to the City under the provisions of the Building Code for purposes of water drainage and to guard against the entry of vermin.
- 8(4) Every floor shall be smooth and level and maintained so as to be free of all loose, warped, protruding, broken or rotted boards that may create an unsafe condition. Such defective floor boards shall be repaired or replaced.
- 8(5) Where floors have been covered with linoleum or other covering that has become worn or torn so that it retains dirt or may create an unsafe condition, the sheet flooring or other covering shall be repaired or replaced.
- 8(6) Every bathroom, kitchen, laundry and shower room shall have a floor covering of water-resistant material.

RUBBISH AND DEBRIS

- 9(1) Every property shall be kept free from rubbish, debris or conditions which constitute fire, accident or health hazards.
- 9(2) Every porch, hallway, stairway and common area shall be kept free of garbage, debris, old furniture, appliances, etc.

PLUMBING SYSTEM

- 10(1) The plumbing system in every building shall be maintained in good working order and free from leaks and defects and in compliance with The Ontario Building Code. All water pipes and appurtenances thereto shall be protected from freezing. All plumbing fixtures shall be connected to the sewage system through water seal traps.

KITCHEN FACILITIES

- 11(1) Every Commercial and Industrial building shall contain plumbing fixtures in accordance with the appropriate provincial legislation.
- 11(2) Every kitchen shall contain an area equipped with a sink, served with potable running water, storage facilities, a work area, and space for a stove and refrigerator.

HEATING SYSTEMS

- 12(1) Except for spaces exempted by the Building Code, a heating system shall be installed that is capable of supplying during normal hours of occupancy of the building sufficient heat to maintain a temperature of not less than 22 degrees Celsius or 72 degrees Fahrenheit at the outside design temperature specified in the Building Code.
- 12(2) The heating system and every other mechanical system shall be:
- (a) operated and maintained,
 - (i) in good working order; and
 - (ii) free from unsafe conditions; and
 - (iii) in accordance with the requirements of the Building Code; and

(b) maintained at all times in good repair.

- 12(3) No heating appliance shall be installed or placed so as to cause a fire hazard nor to impede the free movement of a person within the room where the heating appliance is located. A heating appliance shall not be located in corridors, hallways or other means of egress.
- 12(4) Any heating system or part thereof or any auxiliary heating system that is designed to burn solid or liquid fuel shall be provided with a properly constructed receptacle for fuel storage or a place for storage located so as to be free from fire or accident hazard.
- 12(5) Every chimney, smoke pipe and flue shall be maintained so as to prevent gases from leaking into a building and the maintenance shall include cleaning the flue of obstructions, filling open joints and repairing masonry.
- 12(6) Any heating equipment used in the process of burning fuel shall be properly vented to the outside air by means of an approved smokepipe, vent pipe or chimney.
- 12(7) All gaseous and liquid fuel burning appliances and equipment shall comply with the relevant provincial regulations.

MAINTENANCE OF PROPERTY

YARDS/ PARKING LOTS/ VACANT PROPERTY

- 13(1) Facilities for lighting, including flood lighting required as a condition of site development or redevelopment, shall be maintained in a good state of repair and in accordance with the recommended horizontal illuminance as set out under the I.E.S. Lighting Handbook (1987).
- 13(2) Yards shall be kept clean and free from rubbish or other debris and from objects or conditions that might create a health, fire or accident hazard or an unsafe condition.
- 13(3) Heavy undergrowth and noxious plants, such as ragweed, poison oak, poison ivy and poison sumac, shall be eliminated from the yard.
- 13(4) Every yard, parking lot, and vacant property shall be kept free from:
- (a) metal, wood and rubber objects, barbed and other wire.
 - (b) unused or surplus animal, vegetable or chemical products that are the by-products of any process, or that may be or become contaminated
- 13(5) Storage, salvage, and scrap yards, whether licensed or not, shall be effectively screened from all other property or streets by a visual barrier and materials or matter of any kind stored or located in such yards shall not be piled within 1 metre of such visual barrier, unless such visual barrier is capable of sustaining any horizontal load which may be imposed upon it by the stored materials. (83-185)
- 13(6) Grass, plantings, and hedges shall be kept trimmed and neat. Every yard and vacant property shall be kept free of noxious plants in accordance with the provisions of the Weed Control Act. R.S.O. 1990, Chapter W.5 and amendments thereto and the regulations made thereunder.
- 13(7) Ground cover, hedges, trees, landscaping and site facilities required as a

condition of site development or redevelopment shall be maintained in living condition and in a good state of repair.

- 13(8) Trees or parts thereof that have expired shall be removed or maintained in a condition which is not hazardous to persons expected to be on or about the property.
- 13(9) Concrete wheel stops shall be installed where parking spaces are adjacent to a property line to protect fences and neighbouring properties from physical damage.
- 13(10) Stoned surfaces shall be maintained free of dust and spill over onto sidewalks and grass surfaces.

WALKS AND SAFE PASSAGE

- 14(1) There shall be a walk leading from the principal entrance of every building to the street. Such walks may lead to a driveway or hard surfaced area provided such area leads to a street.
- 14(2) The surfaces of steps, walks, driveways, parking spaces and similar areas of the yard shall be maintained so as to afford safe passage under normal use.

SEWAGE AND DRAINAGE

- 15(1) Sanitary sewage shall be discharged into the municipal sanitary sewer where such a system exists. Where a Municipal sanitary sewer does not exist, sewage shall be disposed of in a manner acceptable to the Medical Officer of Health.
- 15(2) Roof drainage shall not be channelled to discharge on a sidewalk, stairs, neighbouring property, or a street.
- 15(3) Storm water shall be drained from a yard so as to eliminate recurrent standing water or ponding and prevent the entrance of water into a basement or cellar on the property or adjacent properties.
- 15(4) Condensation from air conditioners shall not be channelled to discharge onto the sidewalk or street.
- 15(5) Eavestroughs shall be maintained:
 - a) watertight and free from leaks,
 - b) in good working order, and free from any obstructions,
 - c) in a stable condition and shall be securely fastened to the structure, and
 - d) free from unsafe conditions.
- 15(6) Downspouts shall be maintained:
 - a) watertight and free from leaks,
 - b) in good working order, and free from any obstructions,
 - c) in a stable condition and shall be securely fastened to the structure, and

- d) free from unsafe conditions.

ACCESSORY BUILDINGS AND FENCES

- 16(1) Accessory buildings, fences, barriers and retaining walls shall be kept in good repair.
- 16(2) The owner of any property used for multiple-dwelling, commercial, institutional, or industrial purposes shall install and maintain around such property a visual barrier not less than 4 feet (1.2 metres) and not more than 6 feet 6 inches (2.0 metres) in height where such property is used for the parking, access, and exiting of vehicles by tenants, employees, or customers or when used for the operation of equipment or when used for the storage of goods, or when used for any other purpose which may detract from the quiet enjoyment and good appearance of an abutting residential property.
- 16(3) Despite Section 16(2), no visual barrier shall be required within 9 feet, 9 inches (3.0 metres) in distance from a front lot line in accordance with By-law No. 6593, as amended.

ADDITIONAL RESIDENTIAL STANDARDS

WEATHER PROOFING

- 17(1) Every exposed ceiling or exterior wall of a residential building when opened or replaced during the course of alterations or renovations shall be insulated, in order to minimize heat loss, air infiltration and moisture condensation on the interior surfaces, in accordance with,
- (a) the Building Code and amendments thereto, made under the Building Code Act, 1992 or
 - (b) standards equivalent to the Building Code and amendments thereto, satisfactory to the Chief Property Standards Officer.
- 17(2) Windows and exterior doors and frames, basement or cellar hatchways and attic access doors shall be maintained in good repair and shall be of such construction so as to minimize drafts and heat losses through the infiltration of outside cold air.
- 17(3) Rotted or damaged doors, door frames, window frames, sashes and casings, weatherstripping, broken glass and missing or defective door and window hardware shall be repaired or replaced.

SECURITY

- 18(1) All openable windows, exterior doors and the entrance door to a dwelling unit shall have hardware so as to be capable of being locked or otherwise secured.
- 18(2) Every lock on a building that is designed to be unlocked with a key or combination shall be maintained in good working order or shall be repaired or replaced.
- 18(3) The owner of a multiple dwelling shall, upon the written request of an occupant of the dwelling unit, in which children under the age of ten reside, provide and install a protective device on any window that,
- (a) has a moveable sash, and

(b) is more than six feet (1.8 m) above adjacent finished ground level.

- 18(4) The protective device shall be installed within seven days of the delivery of the written request upon the owner, his agent or representative.
- 18(5) The protective device shall be installed in such a manner as to prevent any child under the age of ten years from opening a window to any amount greater than four inches (100 mm.).
- 18(6) The owner of a building containing 10 or more dwelling units shall post or display or cause to be posted or displayed and shall maintain or cause to be maintained a legible and clearly printed copy of this section, conspicuously placed in the building so as to be clearly visible and available for ready viewing and easy reading by tenants or occupants of the building.

STAIRS AND PORCHES

- 19(1) Interior and exterior stairs, porches and any other means of access shall be maintained so as to be free of holes, cracks and other defects which may constitute possible accident hazards. Treads or risers that show excessive wear or are broken, warped or loose and all supporting structural members that are rotted or deteriorated shall be repaired or replaced.
- 19(2) A handrail shall be installed and maintained in good repair on all stairs which have more than 3 risers.
- 19(3) Handrails shall be located between 32 inches and 36 inches (800 and 920mm) measured vertically above a line drawn through the outside edges of stair nosings.
- 19(4) Handrails will be provided on both sides of stairs greater than 43 inches (1100 mm) in width.
- 19(5) Every exterior landing, porch and every balcony, mezzanine, gallery, raised walkway and roof to which access is provided for other than for maintenance purposes, shall be protected by guards on all open sides where the difference in elevation between adjacent levels exceeds 24 inches (600 mm), and every exterior stair with more than 6 risers shall be protected with guards on all open sides where the difference in elevation between the adjacent ground level and the stair exceeds 24 inches (600 mm). All guards including those for balconies shall be at least 42 inches (900 mm) in height. Guards for stairs shall be at least 42 inches (900 mm) in height measured vertically from a line drawn through the outside edges of the stair nosings, and 42 inches (900 mm) in height at landings.

INTERIOR WALLS, CEILINGS AND DOORS

- 20(1) Every wall and ceiling shall be maintained in a condition free from holes, cracks, loose coverings or other defects which would permit flame or excessive heat to enter a concealed space.
- 20(2) Where fire resistant walls and doors exist between separate dwelling units they shall be maintained in a condition which maintains their fire-resistant quality.
- 20(3) Where doors are provided, the doors and associated hardware shall be maintained in a good state of repair.

WATER

- 21(1) Every dwelling shall be provided with a supply of potable water from at least one of the following approved sources:
- a) Municipal Water System
 - b) Communal Water System
 - c) Private Source
- 21(2) Every dwelling or building to which water is available under pressure through piping shall be provided with:
- a) piping for hot and cold water connected to every kitchen fixture, every washbasin, bathtub, shower, slop sink and laundry area and
 - b) piping for cold water connected to every toilet and hose bib,
 - c) equipment which supplies hot water to every washbasin, sink, bathtub or shower shall be capable of maintaining a temperature of not less than 120°F.(49°C.)

TOILET, KITCHEN AND BATHROOM FACILITIES

- 22(1) Every dwelling unit shall contain plumbing fixtures consisting of:
- a) a kitchen sink
 - b) a water closet
 - c) a hand wash basin; and
 - d) a bathtub and/or shower
- 22(2) All bathrooms and toilet rooms shall be located within and accessible from within the building.
- 22(3) All bathrooms and toilet rooms shall be fully enclosed and shall have a door capable of being closed so as to provide privacy for the occupant.
- 22(4) A hand wash basin shall be located in the same room as the toilet or in an adjoining bathroom.
- 22(5) Where toilet, kitchen or bathroom facilities are shared by the occupants of residential accommodation, an appropriate entrance shall be provided from a common passageway, hallway, corridor or other common space to the room or rooms containing the said facilities. The minimum number of toilets, kitchens or bathrooms required shall be in accordance with the Ontario Building Code.
- 22(6) Every bathroom and every toilet room shall have a permanently installed artificial lighting fixture that shall be maintained in good working order.
- 22(7) No toilet or urinal shall be located within a habitable room.

KITCHEN FACILITIES

- 23(1) Except for a dwelling in which the occupants do not, and are not intended or permitted to prepare food for their own consumption, and which is not required to have any kitchen facilities, every dwelling unit shall be provided with each of the following:
- (a) Every kitchen shall be provided with a kitchen sink and a splash back which is water and grease resistant.

- (b) Every kitchen shall be provided with a work surface of at least 8 square feet which shall be impervious to grease and water.
- (c) Every kitchen shall be provided with kitchen cupboards or pantry for the storage of food, dishes, and cooking utensils having a content of at least 30 cubic feet.
- (d) Every kitchen shall be provided with sufficient space to accommodate a cooking range or a countertop cooking unit.

ELECTRICAL SERVICES

- 24(1) Every suite and dwelling unit, where required by the Building Code and the Ontario Electrical Code, shall be:
 - (a) connected to an electrical supply system; and
 - (b) wired to receive electricity.
- 24(2) The capacity of the connection to the building and the system of circuits and electrical outlets distributing the electrical supply within the building shall be:
 - (a) adequate for the intended use; and
 - (b) maintained at all times,
 - (i) free from unsafe conditions; and
 - (ii) in accordance with the requirements of the Ontario Electrical Code.
- 24(3) An adequate supply of electrical power shall be available in all occupied parts of every dwelling, suite and building.
- 24(4) Electric heating shall be maintained in compliance with the provincial regulations.

LIGHTING

- 25(1) Every stairway, exterior exit and entrance doorway, bathroom, toilet room, kitchen, hall, cellar, basement, laundry, furnace room and non-habitable work room in a suite, dwelling unit or building shall have a permanently installed lighting fixture that shall be maintained in good working order.
- 25(2) All public hallways and stairs in multiple dwellings shall be illuminated so as to provide safe passage.

VENTILATION

- 26(1) Except as herein provided, every habitable room shall have an opening or openings for natural ventilation from outside which shall be maintained in good working order.
- 26(2) Except as herein provided every bathroom or room containing a water closet shall be provided with an opening or openings for natural ventilation located in an exterior wall or through openable parts of skylights and all such openings shall have a minimum aggregate unobstructed area of 1 sq.ft. (.09 sq.m.)

- 26(3) Where a system of mechanical ventilation is provided in accordance with the Ontario Building Code, an opening for natural ventilation from a bathroom or toilet room may be omitted.
- 26(4) All systems of mechanical ventilation shall be maintained in good working order.
- 26(5) The natural ventilation requirements prescribed in subsection (1) and (2) may be omitted from any room where adequate mechanical ventilation equipment has been approved by the Chief Property Standards Officer or his designate.
- 26(6) Every basement, cellar and unheated crawl space shall be adequately vented.

GARAGES

- 27(1) Garages shall be so maintained as to prevent gas fumes and carbon monoxide from entering the area of the dwelling unit.
- 27(2) Garages shall be maintained in good repair and free from accident hazards.

GARBAGE DISPOSAL

- 28(1) Every dwelling, dwelling unit and building shall be provided with sufficient receptacles to contain all garbage, rubbish and ashes that accumulate on the property and shall be made available for removal weekly.
- 28(2) Receptacles for garbage shall be:
 - i) made of watertight construction
 - ii) provided with a tight fitting cover and
 - iii) maintained in a clean state.
- 28(3) Boxes or plastic bags, when adequately secured so as to prevent spillage, shall be considered to be acceptable receptacles. However, such containers shall not be stored outdoors unless protected from damage.
- 28(4) Paper bags of any type shall not be considered as acceptable receptacles. Such bags, when used to contain garbage, shall be placed in receptacles as prescribed by Section 28.2 or 28.3
- 28(5) (a) Every garbage and refuse chute, and every garbage and refuse storage room in a multiple dwelling shall be kept in use and maintained in operation at all times.
- (b) No owner of a multiple dwelling or occupant thereof shall disconnect, shut off, remove, otherwise discontinue, or cause or permit the disconnection, shutting-off, removal, or discontinuance of any garbage and refuse chute or any garbage and refuse storage room except when such action is necessary in order to safely make repairs, replacements or alterations thereto, and then only during the reasonable minimum time that such action is necessary.
- (c) Where it is not practical to maintain garbage chutes operational, because compactors are not able to be installed in place of incinerators the garbage and refuse chutes need not be maintained operational at all times if an alternate method readily accessible to all occupants is provided and

maintained as follows:

- (i) a garbage storage area is provided on each floor of the building,
- (ii) the occupants are not required to deliver the garbage to the ground floor, basement or parking lot of the building, and
- (iii) a daily collection procedure from each floor is provided by the management of the building and the garbage is delivered to the receptacles as required in Section 28 of this By-Law.

OCCUPANCY STANDARDS

- 29(1) No person shall use or permit the use of a non-habitable room for a habitable room purpose.
- 29(2) Every living room, dining room, and kitchen shall have an average clear height of 7 feet over at least three-quarters of its floor area and every bedroom shall have an average clear height of 7 feet over at least one-half its floor area.
- 29(3) A bedroom or sleeping room for one person shall have a floor area of at least 60 square feet, and a bedroom or sleeping room for 2 or more persons shall have a floor area of at least 36 square feet per person, calculated in each case from the measurement of such room from the inside faces of its walls, exclusive of the floor area of any closet or other storage space.
- 29(4) For the purpose of computing the floor area or ceiling height of rooms referred to in subsections (1) and (2) and (3) of this section, the floor area of any portion of the room which does not have a clear height of 4 feet 6 inches shall be excluded.

RESPONSIBILITIES OF THE OWNER

The owner of a property shall:

- 30(1) Comply with all standards prescribed in this By-law.
- 30(2) Not permit any person to use or occupy any property owned, managed or controlled by him unless such property conforms to the standards prescribed in this By-Law.
- 30(3) Shall not allow to exist in, upon or about the same any vermin, or allow to remain any conditions which become a harbourage for vermin.
- 30(4) Comply with any final and binding order of the Property Standards Officer.

FIRE DAMAGED BUILDINGS

Fire damaged buildings shall be kept clear of all garbage, refuse and debris and shall have all water, electrical and gas services turned off except those services that are required for the security and maintenance of the property.

The owner or agent of the fire damaged building shall

restore the building to meet the requirements of Sections 5,6,7, and 8 of the said By-Law, and shall board up the building to the satisfaction of the Property Standards Officer by covering all openings through which entry may be obtained with at least 12.7 mm (0.5 inches) weather proofed sheet plywood, painted a colour compatible with the surrounding walls.

ADMINISTRATION AND ENFORCEMENT

Officers

- 31(1) The Chief Property Standards Officer is hereby assigned the responsibility of administering and enforcing this By-law.
- 31(2) The Chief Property Standards Officer may permit the maintenance of property to alternate standards required by any provision of this By-law.
- 31(3) The alternate standards shall be in accordance with the general purpose and intent of this By-law.
- 31(4) Where alternate standards are permitted, they shall have the same effect and force as standards required by any provision of this By-law.
- 31(5) The Chief Property Standards Officer is hereby authorized to give immediate effect to any order that is confirmed or modified as final and binding under subsection 31(19) of The Planning Act so as to provide for:
- (i) repair of the property; or
 - (ii) clearing of all buildings, structures or debris from the site and the leaving of the site in a graded and levelled condition,
- where the cost of doing the work does not exceed \$5,000.00.
- 31(6) Upon completion of the work referred to in Subsection 31.5 the cost shall be added to the collector's roll in accordance with subsection 35.1 and collected in the same manner as municipal taxes.

RIGHT TO ENTER AND INSPECT

- 32(1) An officer or any person acting under his or her instructions,
- (a) may, at all reasonable times and upon producing proper identification, enter and inspect any property, but
 - (b) Shall not enter any room or place actually used as a dwelling unit without,
 - (i) requesting and obtaining the consent of the occupier, first having informed the occupier that the right of entry may be refused and entry made only under the authority of a search warrant or
 - (ii) the authority of a search warrant issued under section 124 of the Rent Control Act 1992 S.O. Chapter 11.

NOTICE OF VIOLATION

- 33(1) If, after inspection, an officer is satisfied that in some respect the property does not conform with the standards, he or she shall issue a notice to the owner and all persons shown by the records of the Land Registry Office and the Court Administrative Sheriff's Office to have any interest therein.
- 33(2) The notice referred to in subsection (1) hereof shall,
- (a) contain particulars on the non-conformity,
 - (b) set a date for such person to appear before the officer, as prescribed by Section 34.
 - (c) state,
 - (i) that the person or a representative may,
 - (a) appear,
 - (b) make any representations, and
 - (c) present any evidence,
 - (ii) that, in the event that the person does not appear, an order may be made by an officer in the person's absence;
 - (iii) the action that may be taken to make the property conform to the standards, and
 - (iv) any other information that an officer deems necessary; and
 - (d) be served or caused to be served,
 - (i) by personal service, or
 - (ii) by prepaid registered mail.
- 33(3) An officer may provide all occupants with a copy of the notice referred to in subsection (1) hereof.

TIME OF APPEARANCE

- 34 The appearance referred to in paragraph (b) of subsection (2) of Section 33 shall take place not less than seven (7) days and not more than thirty (30) days after the service of said notice to the owner.

ORDERS

- 35(1) Within a reasonable time after the appearance set pursuant to paragraph (b) of subsection (2) of Section 33 has taken place, the officer may make an order or orders to the owner or occupant,
- (a) requiring the owner or occupant to make the property conform to the standards within a period of time not to exceed ninety (90) days,
 - (b) prohibiting the use of the property, and requiring the person using or occupying the property to vacate the property within a period of time not to exceed ninety (90) days,
 - (c) requiring the owner to demolish the property within a period of time not to exceed ninety (90) days, or
 - (d) causing the registration of a caution on the title to the property as provided in Section 38.

- 35(2) The order referred to in subsection (1), shall,
- (a) contain, in addition to the requirements of subsection (1), the following requirements,
 - (i) the municipal address or the legal description of the property,
 - (ii) reasonable particulars or the repairs to be effected or a statement that the site is to be cleared of all buildings, structures, debris or refuse and left in a graded and levelled condition, whichever is applicable,
 - (iii) the period in which there must be a compliance with the terms and conditions of the order,
 - (iv) notice that, if repair or clearance is not done within the time specified in the order, the Corporation may carry out the repair or clearance at the expense of the owner, and
 - (v) the final date for giving notice of appeal for the order,
 - (b) be served or caused to be served,
 - (i) by personal service, or
 - (ii) by prepaid registered mail.

- 35(3) Where an Order is made pursuant to paragraph (b) of subsection (1) hereof, a copy of such order may also be sent to the occupant or occupants of the property.

RESPONSIBILITIES OF LESSEE

- 36(1) The occupant of any property to the extent that he or she is made responsible by the lease or agreement under which he or she occupies the property, shall be required to repair and maintain the property in accordance with the standards or to demolish the whole or any part of the property.

NOTIFICATION

- 37(1) A notice or any order made under Sections 33 or 35 when sent by registered mail shall be sent to the last known address of the person.
- 37(2) Where a notice or order is served by prepaid registered mail, the date of service is the date of the next workday, following the date of mailing.
- 37(3) If the officer is unable to effect service under Sections 33 or 35, he or she shall place a placard containing the terms of the notice or order in a conspicuous place on the property, and the placing of the placard shall be deemed to be sufficient service of the notice or order on the owner or other interested persons.
- 37(4) No person shall pull down or deface the placard placed pursuant to subsection (3).

REGISTRATION OF ORDER

- 38(1) An order issued pursuant to subsection (1) of Section 35 may be registered in the proper Registry or Land Titles Office and, upon such registration,

any person acquiring any interest in the land subsequent to the registration of the order shall be deemed to have been served with the order on the day on which the order was served under the provisions of this by-law.

- 38(2) When the requirements of the order have been satisfied, the Clerk of the Corporation shall forthwith register in the proper Registry of Land Titles Office a certificate that such requirements have been satisfied, which shall operate as a discharge of such order.

POWER OF CORPORATION TO REPAIR OR DEMOLISH

- 39(1) (a) If the owner or occupant of a property fails to repair or to demolish the property in accordance with an order as confirmed or modified, the City in addition to all other remedies.
- (i) may repair or demolish the property,
 - (ii) may clear the site of all buildings, structures, debris or refuse and leave the site in a graded and levelled condition; and or
 - (iii) may make the site safe or impede entry by erecting fences, barricades or barriers
- (b) for the purposes of section 35.(1) the property standards officers and the City's agents may from time to time enter in and upon the property;
- (c) The City:
- (i) Shall not be liable to compensate such owner, occupant or any other person having an interest in the property by reason of anything done by or on behalf of the City under the provisions of this section; and
 - (ii) Shall have a lien for any amount expended by or on behalf of the City under the authority of this section together with interest thereon, upon the property in respect of which such amount was expended, and the certificate of the Clerk of the City as to such amount shall be final and such amount shall be deemed to be taxes and may be added to the collector's roll and collected in like manner as municipal realty taxes.

PROPERTY STANDARDS COMMITTEE

- 40(1) A committee to be known as The Property Standards Committee of the City of Hamilton is hereby continued.
- 40(2) The Property Standards Committee for the City of Hamilton shall consist of 3 ratepayers of the City to be appointed by Council for terms of 1, 2 and 3 years initially and thereafter for terms of 3 years. The members of the Committee shall hold office until their successors have been appointed. Any vacancy on the Committee shall be filled forthwith by Council.

NOTE: Subsections 16, 17 and 18 of Section 31 of The Planning Act, R.S.O. 1990, as amended provide for appeals from orders made under this By-law to the Property Standards Committee and to a Judge of the Ontario Court General Division.

CERTIFICATE OF COMPLIANCE

- 41(1) Every owner may make an application to the City for a certificate of compliance by lodging the application with the Chief Property Standards Officer.
- 41(2) The applicant shall pay the fees referred to in The Building Permit and Fees By-Law No. 93-018 for a certificate of compliance applicable at the time the application is made.

PENALTIES

- 42(1) Any owner who fails to comply with an Order which is final and binding is guilty of an offence and upon conviction shall be liable to a fine of not more than \$2,000. for a first offence and to a fine of not more than \$10,000. for any subsequent offence.
- 42(2) Despite subsection (1) if a Corporation is convicted of an offence under this By-Law, the maximum penalty that may be imposed on the Corporation is \$10,000. for a first offence and \$50,000. for any subsequent offence.

PROCEEDINGS CONTINUED

- 43(1) Any order issued or proceeding conducted under By-law No. 74-74 shall be deemed to continue under this By-law and any reference to By-law No. 74-74 shall be deemed to refer to this By-law.
- 43(2) In the recovery or enforcement of penalties and forfeitures incurred, or in any other proceeding in relation to matters that have happened before the repeal of By-Law No. 74-74 of the Corporation, as amended, the procedure established by this By-Law shall be followed so far as it can be adopted.

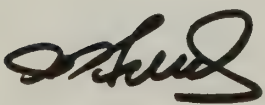
REPEAL

- 44 By-Law No. 74-74 as enacted by Council on 30th April, 1974 and the following By-Laws are hereby repealed:

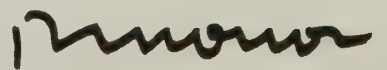
By-law Nos.: 77-189, 78-46, 79-23, 81-150, 83-167,
83-170, 83-185, 83-253, 84-93, 89-279,
90-196, 90-333, 91-33.

- 45 This By-Law comes into force on the date of passing.

PASSED this 8th day of November , 1994



CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94-186

To Designate:

**THE CROWN POINT EAST/McANULTY NEIGHBOURHOODS,
THE DOWNTOWN HAMILTON B.I.A.
and
THE INTERNATIONAL VILLAGE B.I.A.
AS COMMUNITY IMPROVEMENT PROJECT AREAS**

WHEREAS subsection 28(2) of the Planning Act, R.S.O. 1990 provides as follows:

(2) Where there is an official plan in effect in a local municipality that contains provisions relating to community improvement in the municipality, the council may, by by-law, designate the whole or any part of an area covered by such an official plan as a community improvement project area;

AND WHEREAS the Official Plan of the City of Hamilton approved by the Minister on June 1, 1982, contains provisions relating to community improvement in the City of Hamilton;

AND WHEREAS it is desirable to designate the Crown Point East/McAnulty Neighbourhoods, the Downtown Hamilton B.I.A. and the International Village B.I.A. as Community Improvement Project Areas.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following Community Improvement Project Areas are hereby designated:
 - (a) the Crown Point East/McAnulty Neighbourhoods Community Improvement Project Area as shown on Schedule "A";
 - (b) the Downtown Hamilton B.I.A. Community Improvement Project Area as shown on Schedule "A-1"; and
 - (c) the International Village B.I.A. Community Improvement Project Area as shown on Schedule "A-2",

each of which Schedules are annexed hereto and form part of this by-law.

PASSED this 8th day of November

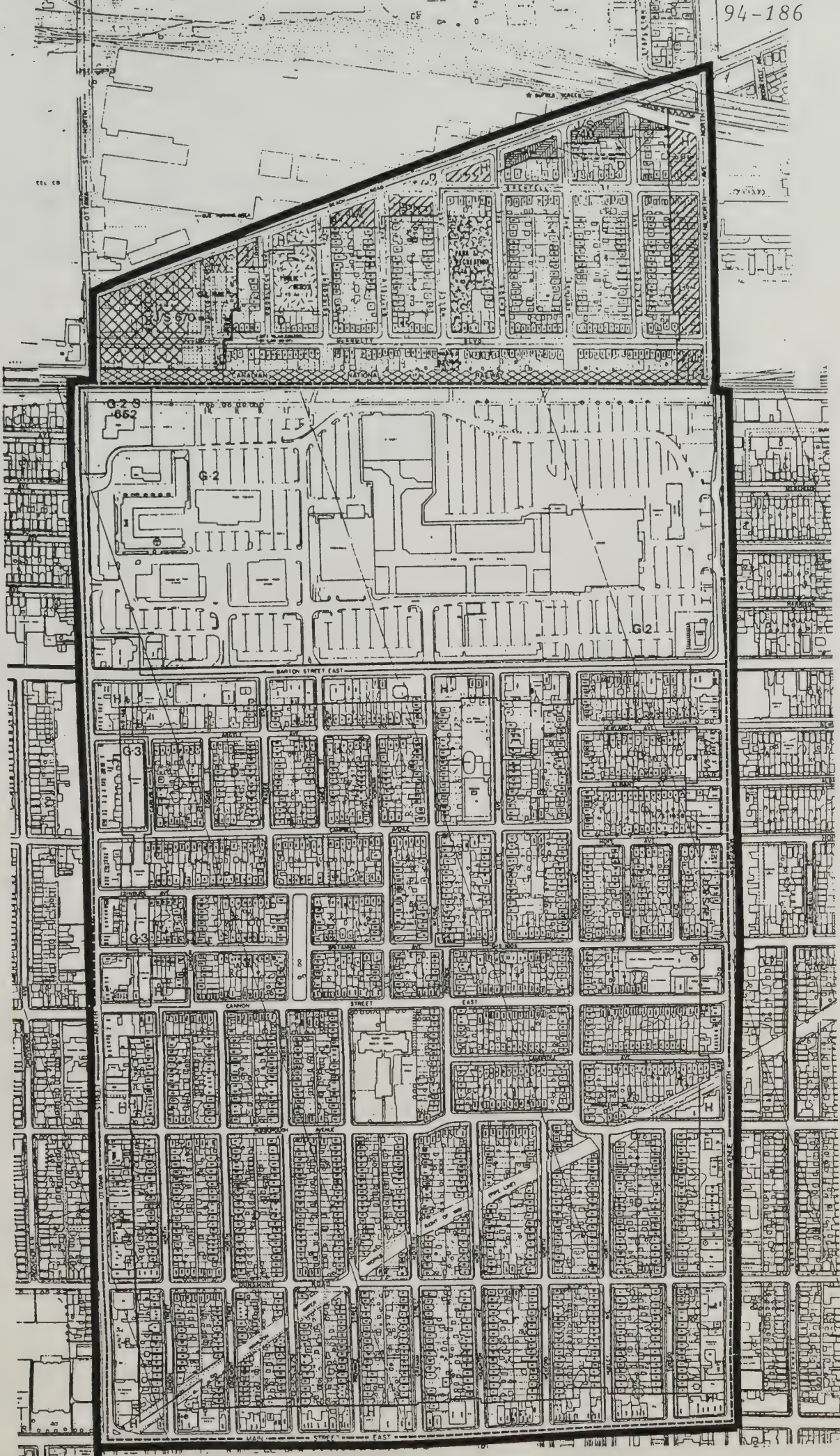
A.D. 1994



CITY CLERK



MAYOR

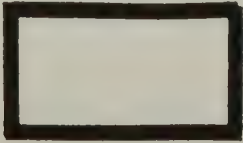


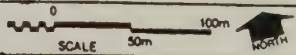
CITY OF HAMILTON

SCHEDULE "A"

SHOWING THE CROWN POINT EAST/MCANULTY
COMMUNITY IMPROVEMENT PROJECT AREA

COMMUNITY IMPROVEMENT PROJECT AREA



CITY OF HAMILTON	
CROWN POINT EAST/MCANULTY	
ZONING	
	
PLANNING UNIT NO 6510	PAGE NO 34



94-186

CITY OF HAMILTON
CENTRAL & BEASLEY
ZONING

0 50m 100m

SCALE

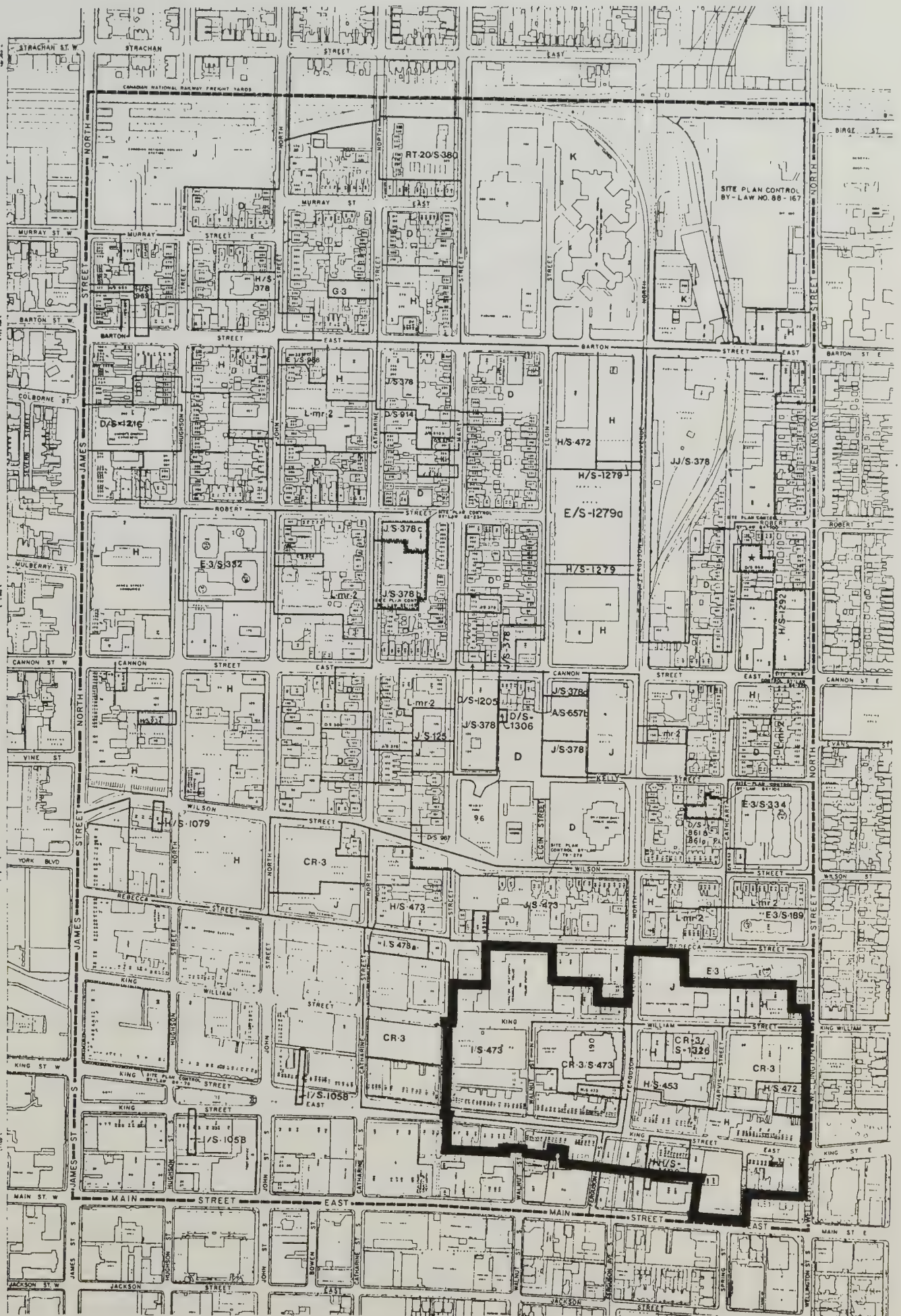
PLANNING
DEPARTMENT
6703

PAGE NO
10

COMMUNITY IMPROVEMENT PROJECT AREA



CITY OF HAMILTON
SCHEDULE "A-1"
SHOWING THE DOWNTOWN HAMILTON
COMMUNITY IMPROVEMENT
PROJECT AREA

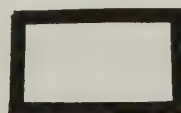


COMMUNITY IMPROVEMENT PROJECT AREA

CITY OF HAMILTON

SCHEDULE 'A-2'

SHOWING THE INTERNATIONAL VILLAGE
COMMUNITY IMPROVEMENT
PROJECT AREA



CITY OF HAMILTON

BEASLEY
ZONING



PLANNING
UNIT NO
6703

PAGE NO
10

The Corporation of the City of Hamilton

BY-LAW NO. 94-187

To Amend By-law No. 86-164

Respecting

THE FORMULATION OF A MUNICIPAL EMERGENCY PLAN

WHEREAS Section 3 of the Emergency Plans Act, R.S.O. 1990, Chapter E.9 provides as follows:

- 3(1) The council of a municipality may pass a by-law formulating or providing for the formulation of an emergency plan governing the provision of necessary services during an emergency and the procedures under and the manner in which employees of the municipality and other persons will respond to the emergency.
- (2) A by-law passed under subsection (1) may provide for money associated with the formulation and implementation of the emergency plan.
- (3) The council of a county may with the consent of the councils of the municipalities situated within the county co-ordinate and assist in the formulation of their emergency plans under subsection (1).
- (4) The Lieutenant Governor in Council may designate municipalities that shall have an emergency plan respecting the type of emergency specified in the designation and, where so designated, a municipality shall formulate or provide for the formulation of the emergency plan.
1983, c. 30, s. 3.

AND WHEREAS By-law No. 86-164 was enacted on the 13th day of May, 1986 to formulate a municipal emergency plan.

AND WHEREAS City Council on June 28, 1994 in adopting Item 40 of the 10th Report of the Finance and Administration Committee authorized this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 86-164 is amended by deleting Section 5 and replacing it with the following:
 5. Every person who contravenes this By-law is guilty of an offence and upon conviction subject to the penalties of the Provincial Offences Act, R.S.O. 1990, Chapter P.33, Section 61.
2. Schedule A of Schedule 1 to By-law No. 86-164 is amended by adding the following Sections:

5.A THE MAYOR

The Mayor shall be the designated political spokesperson for the City of Hamilton in the event of a declared state of emergency. Any Press Release shall be jointly prepared and released by the Mayor and the technical spokesperson of the lead resource, being either the municipal department or an outside agency.

- 6.(e) The Chief Administrative Officer and the Disaster Control Group shall designate the appropriate municipal department or outside agency to be the lead technical resource for the Emergency.
 - (h) Where a municipal department is designated as the lead technical resource, the Disaster Control Group shall select the spokesperson from the municipality to be the sole technical spokesperson on the emergency in conjunction with the Mayor.
3. Paragraph 5(b) of Schedule A of Schedule 1 of By-law No. 86-164, is amended by adding the following paragraphs:
 - (xi) Where an outside agency is the lead technical resource, the Disaster Control Group shall work in conjunction with the lead technical resource and the spokesperson designated by such outside agency shall be the sole technical spokesperson on the emergency in conjunction with the Mayor;
 - (xii) Providing advice, where requested by the Mayor, on the extent of a state of Emergency intended to be declared, including the appropriate outside agencies to be consulted or notified, the area of the emergency to be specified, if any.
 4. Schedule A of Schedule 1 of By-law 86-164 is further amended by adding the following paragraphs:
 15. That Press Releases be jointly prepared and released by the Mayor and the technical spokesperson of the lead resource, namely the municipal department or outside agency, as the case may be;
 16. Where a declared state of emergency affects schools or school students, that the Directors of Education for the Boards of Education be contacted as soon as possible about the state of emergency. Each school board shall be requested to provide their emergency communication representatives to the Chief Administrative Officer for inclusion in the City of Hamilton Emergency Plan.
 17. Where a declared state of emergency affects matters related to the Hamilton Harbour, that the Hamilton Harbour Commission be contacted as soon as possible about the state of emergency. The Hamilton Harbour Commission shall be requested to provide its emergency communication representatives to the Chief Administrative Officer for inclusion in the City of Hamilton Emergency Plan.
 18. FINANCIAL:
 - (a) That in accordance with the City's Emergency (purchasing) Procedures (under the City's Purchasing Policies, two of three of the Mayor, the Chief Administrative Officer or Chairman of a committee), - approval may be granted to incurring and payment of expenses necessary to fulfil the City's responsibilities in its response to a declared State of

Emergency;

- (b) That the City Treasurer be authorized to charge such expenses to the City's reserve for contingencies;
- (c) That staff be authorized to initiate steps to recover those expenses (if any) which are subsequently identified as the obligations of other parties;
- (d) That staff be directed to not reimburse persons or outside public agencies for expenses incurred by them unless such expenses were incurred in areas of City responsibility. The onus is on each person and outside agency to pay its expenses arising from an emergency and, if necessary, to recover such expenses from the persons liable at law for such expenses. The City is not responsible to reimburse others for expenses which they ought to recover from the persons liable at law for them;

19. UPDATING THE EMERGENCY PLAN

- (a) That a joint Task Force be reconvened annually in May by the CAO to identify and prepare for Council approval amendments to update the City's Emergency Plan;
- (b) That employees of the Region and the Boards of Education and other outside agencies be consulted and requested to participate in the City's annual review of its Emergency Plan; and,
- (c) That the initial joint Task Force complete its review of the City's Emergency Plan and report to the Finance and Administration Committee by 1995 May 31.

DATED this 8th day of November 1994.



CITY CLERK




MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94- 188

TO AUTHORIZE AN EXTENSION AGREEMENT

FOR PAYMENT OF REALTY TAX ARREARS

WHEREAS the Municipal Tax Sales Act, R.S.O. 1990, c. M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

AND WHEREAS the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

AND WHEREAS, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

AND WHEREAS the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

AND WHEREAS, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

AND WHEREAS the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date on Schedule "A" attached hereto.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

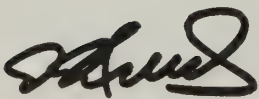
1.
 - (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.
 - (b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

- (a) that the Extension Agreement does not reduce the amount of the Cancellation Price.
- (b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.
- (c) that any person may pay the Cancellation Price at any time.
- (d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.
- (e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

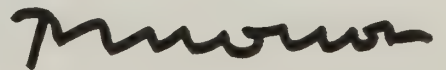
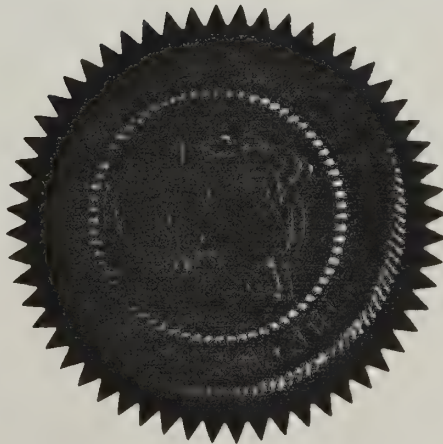
3. As also provided in the Municipal Tax Sales Act,

- (a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.
- (b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this 8th day of November A.D., 1994.



CITY CLERK



MAYOR

SCHEDULE "A"
EXTENSION AGREEMENTS

A)	PROPERTY ADDRESS	167 PARK ROW N
	SERIAL NUMBER	04 03140 0070
	BRIEF LEGAL DESCRIPTION	PLAN 297 PT LOT 188
	DATE OF REGISTRATION	OCT 4, 1994
	INST # OF TAX ARREARS CERTIFICATE	195530
	REDEMPTION DATE	OCT 4, 1995
	TOTAL ARREARS	\$5,087.53
B)	PROPERTY ADDRESS	185 FENNELL E
	SERIAL NUMBER	08 09010 0670
	BRIEF LEGAL DESCRIPTION	PLAN 495 LOT 93
	DATE OF REGISTRATION	OCT 6, 1994
	INST # OF TAX ARREARS CERTIFICATE	195669
	REDEMPTION DATE	OCT 6, 1995
	TOTAL ARREARS	\$12,654.41
C)	PROPERTY ADDRESS	101 MUNN STREET
	SERIAL NUMBER	06 06220 7930
	BRIEF LEGAL DESCRIPTION	PLAN 507 LOT 250
		PLAN 638 PT LOT 251
	DATE OF REGISTRATION	OCT 4, 1994
	INST # OF TAX ARREARS CERTIFICATE	195531
	REDEMPTION DATE	OCT 4, 1995
	TOTAL ARREARS	\$9,219.10

The Corporation of the City of Hamilton

BY-LAW NO. 94-189

To Consolidate:

By-law No. 71-69

Respecting:

THE LEVYING OF MUNICIPAL TAXES

WHEREAS Parts XI and XXII of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, authorizes the levying and collection of taxes by municipalities;

AND WHEREAS By-law No. 71-69 was enacted by the Council of The Corporation of the City of Hamilton on the 9th day of March 1971 concerning the collection of taxes;

AND WHEREAS as the Municipal Interest and Discount Rates Act, R.S.O. 1990, Chapter M.58, authorizes the City Council to enact by-laws to provide for the payment of interest on overpayments refunded under Section 37(6) of the Assessment Act, R.S.O. 1990, Chapter A.31;

AND WHEREAS as By-law No. 71-69 has been amended by By-laws No. 72-28, 72-206, 73-159, 74-4, 74-184, 76-121, 77-161, 79-314, 80-034, 81-279, 81-304, 82-43, 82-87, 83-60, 84-92, 85-7, 85-30, 87-353, 90-355, 92-248, 92-313, 93-017; 93-244 and 94-054;

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to consolidate By-law No. 71-69, as amended.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,
 - (a) "Assessment Review Board" means the Assessment Review Board established under the Assessment Review Board Act, R.S.O. 1990, Chapter A.32;
 - (b) "City" means the Municipality of the City of Hamilton;
 - (c) "clerk" means City Clerk of the Corporation;
 - (d) "Corporation" means The Corporation of the City of Hamilton;
 - (e) "Council" means the Council of the Corporation;

- (f) "instalment" means a part or portion of the total tax levied in each year due and payable on the date or dates set forth in this by-law;
 - (g) "Municipal Act" means the Municipal Act, R.S.O 1990, Chapter M.45, as amended;
 - (h) "pre-levy" means the levy made before the adoption of the estimates for the year in accordance with section 159 of the Municipal Act;
 - (i) "Region" means the Regional Municipality of Hamilton-Wentworth;
 - (j) "school boards" means the Board of Education of the City of Hamilton and The Hamilton-Wentworth Roman Catholic Separate School Board;
 - (k) "specified charge" means one decimal zero eight three three per cent;
 - (l) "tenant" or "lessee" includes a tenant of lands owned by the Crown or in which the Crown has an interest;
 - (m) "treasurer" means Treasurer of the Corporation.
2.
 - (1) The clerk shall complete and certify the collector's roll on or before the first day of May in each year.
 - (2) Upon certification of the collector's roll under subsection 1, the clerk shall forthwith deliver the certified roll to the treasurer.
 3. The clerk shall not enter on any collector's roll the name of any tenant or lessee unless,
 - (a) the tenant or lessee is required by the terms of his lease to pay the taxes, or
 - (b) the owner is not liable to pay the taxes.
 4. The clerk, in preparation of the collector's roll shall set down,
 - (a) the name in full of every person assessed and the assessed value of his real property and taxable business, as ascertained after final revision of the assessment roll, and
 - (b) opposite such assessed value, in a column for that purpose, the total amount for which the person is chargeable for all sums ordered to be levied by the Council, the Region or the school boards for the purpose thereof.
 5. The clerk shall deliver to the treasurer, with the certified roll, a table setting forth,
 - (a) the total amount to be collected under and by virtue of such roll or rolls;
 - (b) the name and amount of each rate levied by the Municipality which is required by law, or the by-law imposing it, to be kept distinct and accounted for separately and specifying the aggregate proceeds of each rate.

6.
 - (1) Notwithstanding the notice required to be given under subsection 1 of Section 392 of the Municipal Act, the treasurer may mail the notice or cause the notice to be mailed to the address of the residence or place of business of the person taxed.
 - (2) The treasurer shall make one or more certificates in accordance with subsection 1 of Section 396 of the Municipal Act.
7. All taxes, including local improvement assessments, sewer rents and rates, and other rents or rates payable as taxes, shall be paid in the office of the treasurer at the City Hall or at any chartered bank within the City.
8.
 - (1) A pre-levy shall be made in each year.
 - (2) The pre-levy shall be,
 - (a) in a sum fixed by Council, and
 - (b) due and payable in two equal instalments as follows:
 - (i) the first instalment shall be due and payable on February 28th, and
 - (ii) the second instalment shall be due and payable on March 31st.
 - (3) Where February 28th or March 31st falls on a Saturday, Sunday or holiday, the respective instalments shall become due and payable on the last preceding day upon which the office of the treasurer is open to receive payment of taxes.
9. The treasurer may allow a discount of one third of one percent of the amount of the second instalment of taxes due and payable in a year where the aggregate of,
 - (a) the first instalment of taxes, and
 - (b) the second instalment of taxes, and
 - (c) all arrears of taxes, and
 - (d) all accumulated penalty and interest, are paid in full on or before February 28th of the current assessment year.
10.
 - (1) The pre-levy shall be deducted from the aggregate of,
 - (a) real property taxes levied for the year, and
 - (b) non-metered water rates, and
 - (c) local improvement rates, and
 - (d) any other charges.
 - (2) The balance of the aggregate after deduction made under subsection 1, shall become due and payable in a further two approximately equal instalments, as follows:

- (a) The third instalment shall be due and payable on June 30th.
 - (b) The fourth instalment shall be due and payable on September 30th.
 - (3) Where June 30th and September 30th fall on a Saturday, Sunday or holiday, the respective instalments shall become due and payable on the last preceding day upon which the office of the treasurer is open to receive payment of taxes.
11. (1) In this By-law, MONTHLY AUTOMATIC PAYMENT PLAN means the pre-authorized monthly withdrawal of the realty tax from the taxpayer's financial institution through electronic funds transfer.
- (2) Notwithstanding Section 10, residential, industrial, and commercial realty taxpayers of The Corporation of the City of Hamilton may enrol in an optional Monthly Automatic Payment Plan to provide for the payment of realty taxes, and other charges collected in a like manner as taxes, in monthly payments in any year. The payments will be made by pre-authorized withdrawal from the taxpayer's financial institution.
- (3) Payments made under the Plan for 1993 will be divided into eleven payments. The first payment will be withdrawn on January 1, 1993 and on the first day of each subsequent month until November 1, 1993. For subsequent tax years, the Plan will require twelve monthly payments. The first payment will commence on December 1st and continue on the first day of each month until November 1st of the next year.
- (4) Any taxpayer may enrol in the Monthly Automatic Payment Plan at any point in time during the year, by submitting the form required by the City Treasurer and by paying all outstanding tax arrears as well as the current tax instalment due. The monthly payment for the partial year shall be determined by dividing the balance of the current year's taxes by the number of months remaining until, and inclusive of, November. Where the current year's taxes have not been set, the current year's taxes shall be replaced by the value of the previous year's taxes less payments made against the current year's taxes. On the first day of December, the monthly automatic payment will be determined by subsection (4)."
- (5) If the taxpayer makes all payments as required by the Plan, no penalty or interest will be levied.
- (6) Continued enrolment in the Monthly Automatic Payment Plan may be revoked by the Treasurer if more than one monthly payment fails to be honoured. If a taxpayer defaults on more than one payment, the Treasurer may cancel the privilege of any defaulting taxpayer to participate in the Monthly Automatic Payment Plan for one (1) year. Tax accounts disqualified from the program, shall revert to the regular instalment billing system and be subject to penalty and interest in accordance with this By-Law or any subsequent tax levy by-laws.
12. The treasurer may allow a discount of five-sixths of one percent on an amount equal to the sum of taxes due and payable on the third instalment and fourth instalment where the aggregate of,
- (a) the third instalment, and
 - (b) the fourth instalment, and

- (c) all arrears of taxes, and
- (d) all accumulated penalty and interest

are paid on or before the last day of May upon which the office of the treasurer is open to receive payment of taxes.

13. A penalty for non-payment of any instalment of real property taxes, local improvement rates, other charges and non-metered water rates, shall be imposed at the rate of the specified charge on,

- (a) the first day of default, and
- (b) the first day of each calendar month thereafter in which the default continues, but not after the end of the year in which the taxes are levied.

14. The treasurer shall add to the amount of real property taxes, local improvement rates, other charges and non-metered water rates in arrears, interest at the rate of the specified charge per month for each month or fraction thereof from December 31st in the year in which the taxes are levied, until the taxes are paid in full.

15. (1) Business taxes shall be levied in each year.

- (2) A pre-levy of business taxes shall be made in each year.

- (3) The pre-levy shall be,

- (a) in a sum fixed by Council, and
- (b) due and payable in one instalment on February 28th.

- (4) Where February 28th falls on a Saturday, Sunday or holiday, the pre-levy instalment shall become due and payable on the last preceding day upon which the office of the Treasurer is open to receive payment of taxes.

- (5) The pre-levy shall be deducted from the balance of business taxes levied for the year.

- (6) The balance of the business taxes levied for the year shall become due and payable on the 31st day of May.

- (7) Where May 31st falls on a Saturday, Sunday or holiday, the business taxes shall be due and payable on the last preceding day upon which the office of the Treasurer is open to receive payment of taxes.

- (8) For the purpose of this section, "pre-levy" means the levy of a sum before the adoption of the estimates, on the whole of the business assessment according to the last revised assessment roll in accordance with subsection (2) of Section 156 of the Municipal Act.

16. A penalty for non-payment of business taxes shall be imposed at the rate of the specified charge on,

- (a) the first day of default, and

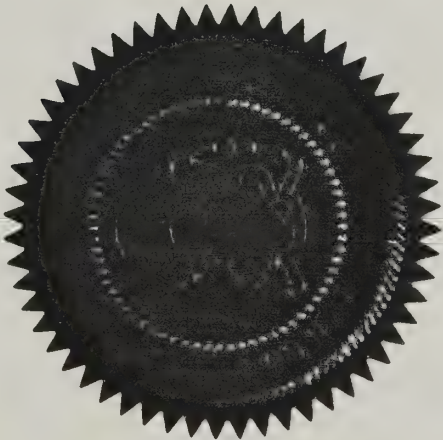
- (b) the first day of each calendar month thereafter in which the default continues, but not after the end of the year in which the taxes are levied.
17. The treasurer shall add to the amount of all business taxes in arrears, interest at the rate of the specified charge per month for each month or fraction thereof, from December 31st in the year in which taxes are levied, until the business taxes are paid in full.
 18.
 - (1) The treasurer may accept part payment from time to time on account of any taxes due.
 - (2) The treasurer may give a receipt for a part payment.
 - (3) The acceptance by the treasurer of a part payment shall not affect the collection of any percentage charged and collectible under sections 12, 13, 15, and 16.
 19.
 - (1) The treasurer shall upon demand give a certificate of the taxes due on any land in accordance with Section 398 and subsection (1) of Section 415 of the Municipal Act.
 - (2) The certificate shall be according to the Form annexed hereto as Schedule "A".
 - (3) Except as provided in subsection (4), the treasurer shall charge a fee of \$21.00 for the cost of a search and certified statement of arrears due on the land for each separate parcel.
 - (4) The treasurer shall not charge a fee to any person who forthwith pays the taxes.
 20. Notwithstanding sections 13 and 14, no penalty or interest shall be imposed because of non-payment of any instalment of real property taxes that would otherwise become due and payable until the first day of the month following the date on which the taxes are due and payable in accordance with a demand mailed to the person taxed, following upon the direction of the Council or the Assessment Review Board apportioning the taxes in any of the following special circumstances:
 - (1) in respect of real property assessed in one block upon application for apportionment under the Municipal Act made before May 31st in the year in which the taxes are levied; or
 - (2) in respect of real property that has become exempt from taxation during the year or during the preceding year after the return of the assessment roll; or
 - (3) in respect of a building that was razed by fire, demolition or otherwise during the year or during the preceding year after the return of the assessment roll.
 21. Notwithstanding sections 16 and 17, where a notice of appeal against any business taxes is received by the clerk, the amount estimated by the treasurer as the reduction of taxes to be approved by the Assessment Review Board shall not be subject to penalty and interest charges until the first day of the month following the due date of such taxes as evidenced by a demand mailed to the person taxed in accordance with the decision of the Assessment Review Board.

22. (1) Where an overpayment is refunded under subsection 37(6) of the Assessment Act, simple interest shall be paid on the tax overpayment to the person to whom the overpayment is refunded.
- (2) The interest on the overpayment shall be the annual rate of interest established based on the highest rate of interest paid on regular savings accounts at a chartered bank, as at the 1st day of May in each succeeding year.
- (3) No interest shall be paid on pending appeals in respect of the 1983 and prior taxation years.
22. Notwithstanding any other provision of this by-law, where a pre-levy is due and payable on February 28th, the pre-levy shall be due and payable in lieu thereof on February 29th of a Leap Year.
23. By-law No. 71-69, as amended by By-laws No. 72-28, 72-206, 73-159, 74-4, 74-184, 76-121, 77-161, 79-314, 80-034, 81-279, 81-304, 82-43, 82-87, 83-60, 84-92, 85-7, 85-30, 87-353 and 90-355, except for section 23, 92-248, 92-313, 93-017, 93-244, 94-054, is repealed.

PASSED this 8th day of November 1994.



MAYOR



CITY CLERK

BY-LAW NO. 94 - 190

**TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF
THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 8TH DAY OF
NOVEMBER A.D., 1994.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

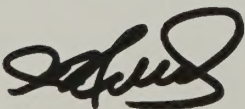
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

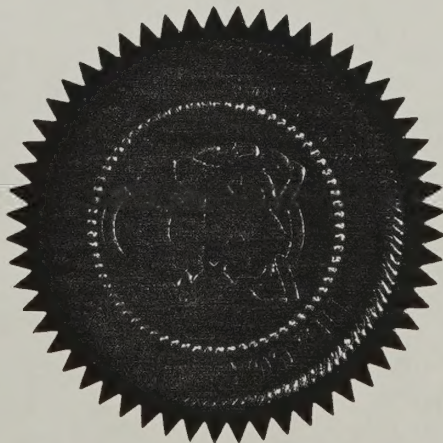
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 8th day of November A.D. 1994



CITY CLERK



MAYOR

THE CITY OF LOS ANGELES HAS THE HONOR TO ANNOUNCE THAT THE CITY COUNCIL HAS ADOPTED THE FOLLOWING RESOLUTION:

WHEREAS the Board of the Los Angeles City Hall has recommended that the City Council should take action on the following resolution:

AND WHEREAS the Board of the Los Angeles City Hall has recommended that the City Council should take action on the following resolution:

AND WHEREAS the Board of the Los Angeles City Hall has recommended that the City Council should take action on the following resolution:

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL DO hereby adopt the following resolution:

1. The Board of the City of Los Angeles has recommended that the City Council should take action on the following resolution:

2. The Board of the City of Los Angeles has recommended that the City Council should take action on the following resolution:

3. The Board of the City of Los Angeles has recommended that the City Council should take action on the following resolution:

4. The Board of the City of Los Angeles has recommended that the City Council should take action on the following resolution:

[Signature]

Mayor



[Signature]

City Clerk

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